

LAWS OF THE GENERAL ASSEMBLY OF THE...

Pennsylvania





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LAWS
OF THE
GENERAL ASSEMBLY
OF THE
STATE OF PENNSYLVANIA

PASSED AT THE
SESSION OF 1872,
In the Ninety-sixth year of Independence.
WITH AN APPENDIX.

BY AUTHORITY.

HARRISBURG:
B. SINGERLY, STATE PRINTER.
1872.

L 5967

JUN 7 1932

GENERAL LAWS.

No. 1.

An Act

To provide for the ordinary expenses of the government, and other general and specific appropriations for the year Anno Domini one thousand eight hundred and seventy-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the following sums be and the same are hereby specifically appropriated to the several objects hereinafter named, for the year commencing on the first day of June, Anno Domini one thousand eight hundred and seventy-two, to be paid out of any moneys in the treasury not otherwise appropriated: Appropriations.

SECTION 2. For the salary of the governor of the commonwealth, five thousand dollars. Governor and heads of departments.

For the salary of the secretary of the commonwealth, three thousand five hundred dollars.

For the salary of the deputy secretary of the commonwealth, two thousand two hundred and fifty dollars.

For the salary of the auditor general, three thousand dollars.

For the salary of the surveyor general, two thousand five hundred dollars.

For the salary of the attorney general, three thousand five hundred dollars.

For the salary of the adjutant general, two thousand five hundred dollars.

For the salary of the state treasurer, five thousand dollars.

For the salary of the superintendent of common schools, two thousand five hundred dollars.

For the salary of the state librarian, twelve hundred dollars, and for the assistant nine hundred dollars.

For the salary of the superintendent of public printing, sixteen hundred dollars.

SECTION 3. For the salary of the private secretary to the governor, two thousand dollars. Executive department.

For messenger in the executive department, nine hundred dollars.

For postage, telegrams, stationery and other incidental expenses, the sum of two thousand dollars, or so much thereof as may be necessary.

State department.

SECTION 4. For the salary of the chief clerk in the office of the secretary of the commonwealth, one thousand eight hundred dollars.

For the salary of seven other clerks, nine thousand eight hundred dollars, or one thousand four hundred each.

For the salary of messenger in the state department, nine hundred dollars, and the sum of two hundred dollars for extra services.

For postage, telegrams, freight and express charges, the sum of two thousand dollars, or so much thereof as may be necessary; and for the salary of a temporary clerk, at the rate of one hundred and twenty-five dollars per month, so long as the governor may require his services.

For blank books, one hundred and fifty dollars, or so much thereof as may be necessary.

For stationery, nine hundred dollars, or so much thereof as may be necessary.

For fuel, one hundred and fifty dollars, or so much thereof as may be necessary.

For cleaning offices, one hundred and twenty-five dollars, or so much thereof as may be necessary.

For miscellaneous expenses, three hundred dollars, or so much thereof as may be necessary.

Auditor general's office.

SECTION 5. For the salary of the chief clerk in the auditor general's office, one thousand eight hundred dollars.

For the salary of the clerk for settling the accounts of corporations, and having in charge the business of insurance companies, reports of railroads and manufacturing companies, one thousand eight hundred dollars.

For the salary of nine other clerks in the auditor general's department, the sum of one thousand four hundred dollars each.

For the salary of messenger, nine hundred dollars.

For the salary of night watchman, nine hundred dollars.

For postage and telegrams, seven hundred dollars, or so much thereof as may be necessary.

For stationery, five hundred dollars, or so much thereof as may be necessary.

For fuel, one hundred dollars, or so much thereof as may be necessary.

For miscellaneous expenses of the office, one hundred dollars, and for cleaning, seventy-five dollars, or so much thereof as may be necessary.

Surveyor general's office.

SECTION 6. For the salary of the chief clerk in the surveyor general's office, the sum of one thousand eight hundred dollars.

For the salary of thirteen other clerks in the surveyor general's office, the sum of one thousand four hundred dollars each.

For the salary of messenger, nine hundred, and for salary of clerk to board of property, two hundred dollars.

For postage in the surveyor general's office, seven hundred dollars, or so much thereof as may be necessary.

For stationery, five hundred dollars, or so much thereof as may be necessary.

For cleaning office and miscellaneous expenses, one hundred and fifty dollars, and for fuel, one hundred dollars, or so much thereof as may be necessary.

SECTION 7. For the salary of the deputy in the office of the attorney general, one thousand eight hundred dollars. Attorney general's office.

For the salary of the messenger, nine hundred dollars.

For the contingent expenses in the attorney general's office, five hundred dollars, or so much thereof as may be necessary.

SECTION 8. For the salary of the chief clerk in the state treasurer's office, one thousand eight hundred dollars. State treasury.

For the salary of three other clerks in the treasury department, one thousand four hundred dollars each.

For the salary of the messenger, nine hundred dollars.

For the salary of the night watchman of the treasury department, nine hundred dollars.

For postage and telegrams in the treasury department, three hundred and seventy-five dollars, or so much thereof as may be necessary.

For stationery and blank books, three hundred dollars, or so much thereof as may be necessary.

For express charges, one hundred dollars, or so much thereof as may be necessary.

For fuel, seventy-five dollars, or so much thereof as may be necessary.

For miscellaneous expenses and cleaning, one hundred and fifty dollars, or so much thereof as may be necessary.

SECTION 9. For the salary of the chief clerk in the department of the adjutant general, the sum of one thousand eight hundred dollars, and for two other clerks in said department, the sum of fourteen hundred dollars each. Adjutant general's office and state arsenal.

For miscellaneous expenses, postage, telegrams, express charges and other incidental expenses, seven hundred dollars, or so much thereof as may be necessary.

For the salary of the messenger, nine hundred dollars.

For stationery, the sum of three hundred dollars, or so much thereof as may be necessary.

For cleaning office and ordinary repairs, the sum of fifty dollars, or so much thereof as may be necessary.

For payment of six men at the arsenal, for cleaning arms, accoutrements, et cetera, and doing carpenter work for one year, four thousand two hundred dollars.

For coal, lumber, hardware and other materials, one thousand dollars, to be settled by the auditor general in the usual manner.

For the salary of the keeper of the arsenal, who shall be subject to the orders of the adjutant general, fourteen hundred dollars, to be paid by the adjutant general: *Provided*, That when not necessarily occupied or employed in or about the arsenal, he shall be engaged in copying rolls in the adjutant general's office.

For the payment of freight charges, shipment of arms, et cetera, to organize companies and for payment of expenses incidental to inspection, the sum of eight hundred dollars, or so much thereof as may be necessary.

SECTION 10. For the payment of pensions and gratuities, the

Pensions and
gratuities.

sum of seventy-five thousand dollars, or so much thereof as may be necessary, to pay pensions and gratuities not provided for by act of Congress.

School depart-
ment.

SECTION 11. For the salary of the deputy superintendent of common schools, eighteen hundred dollars.

For the salary of an additional deputy superintendent, eighteen hundred dollars.

For the salary of three other clerks in the school department, one thousand four hundred dollars each.

For expenses of principals of state normal schools and superintendents, in attending annual examinations, as per bill on file in the school department, two hundred and fifty dollars, or so much thereof as may be necessary.

For engraving and printing warrants, one hundred and seventy-five dollars, or so much thereof as may be necessary.

For salary of messenger, nine hundred dollars.

For stationery and blank books in the school department, three hundred dollars, or so much thereof as may be necessary.

For postage, telegrams and express charges, one thousand two hundred dollars, or so much thereof as may be necessary.

For cleaning office and miscellaneous expenses of the school department, three hundred dollars, or so much thereof as may be necessary.

For expenses in packing and distributing blank forms, reports, school laws and decisions, to the school directors of the state, one thousand dollars, or so much thereof as may be necessary.

For publishing and circulating among the school officers of the state the official decisions and instructions of the department, two thousand two hundred dollars, or so much thereof as may be necessary.

For traveling expenses on official business of the department, six hundred dollars, or so much thereof as may be necessary.

Common and
normal schools.

SECTION 12. For the support of the common schools, for the school year which will begin on the first Monday in June, Anno Domini one thousand eight hundred and seventy-two, to be paid on warrants to be drawn by the superintendent in favor of the several school districts of this commonwealth, the sum of seven hundred thousand dollars, inclusive of the salaries of the county superintendent, and inclusive of the sum of fifteen thousand dollars for the education of teachers in the normal schools of this commonwealth, to be applied in the same way and under the same conditions as a similar appropriation was directed to be applied by the general appropriation act, approved the eleventh day of April, one thousand eight hundred and sixty-six: *Provided*, That each student in a normal school, drawing an allowance from the state, must receive regular instruction in the science and art of teaching, in a special class devoted to that object, for the whole time such an allowance is drawn; in the allowance to soldier students to normal schools, no distinction shall be made on account of age; and that all examinations of the graduating classes at the normal schools shall be conducted by a board, of which the state superintendent or his deputy

shall be president, of two principals of normal schools, of whom the principal of the school where students are under examination shall be one, and two county, city or borough superintendents of the district in which the school is located, to be appointed by the state superintendent; inclusive, also, of the sum of twenty-five hundred dollars to the Lincoln University, to be used for the same purpose as the appropriations to normal schools: *Provided*, That the city of Philadelphia shall be entitled to a proper proportion of this appropriation without contributing to the salaries of the county superintendents; and that the sum of three thousand dollars of the amount received by the city of Philadelphia shall be paid to the teachers' institute of said city for its corporate purposes.

SECTION 13. For the salaries of the judges of the supreme court, the sum of thirty-five thousand dollars, or the sum of seven thousand dollars to each judge, for the present year, to be in lieu of all daily pay, mileage or other expenses heretofore allowed by law. Judges of supreme court.

SECTION 14. For the payment of the salaries of the judges of the district court, and the judges of the court of common pleas of the city of Philadelphia, the sum of forty-four thousand dollars, or five thousand dollars to each judge for the present year. Judges, Philadelphia.

SECTION 15. For the payment of the judges of the district court, and the president and assistant law judges of the court of common pleas of the county of Allegheny, twenty-five thousand dollars, or five thousand dollars to each one of the law judges for the present year. Judges, Allegheny county.

For the payment of the president judge of the Twelfth judicial district, who performs increased labor in trying the commonwealth civil cases, in the county of Dauphin, the sum of five thousand dollars. President judge, Twelfth judicial district.

SECTION 16. For the payment of the salaries and mileage of the president, additional and associate law judges of the several courts of common pleas in the commonwealth, except in the city of Philadelphia, in the county of Allegheny, and the Twelfth judicial district, the sum of one hundred and thirty thousand dollars, or so much thereof as may be necessary; each president and law judge to receive four thousand dollars salary during the present year, except the president judge of the district court of Cambria county, whose salary for the present year shall be one thousand eight hundred dollars. Judges, courts of common pleas.

SECTION 17. For the payment and mileage of the associate judges of the courts of this commonwealth, the sum of fifty thousand dollars, or so much thereof as may be necessary; each associate judge to receive, in lieu of the salary now allowed by law, five dollars per day for every day he may be employed in the discharge of his official duties: *Provided*, That the salary of no associate judge shall be less than three hundred dollars. Associate judges

SECTION 18. For the payment of the interest of the funded debt of the commonwealth, which falls due on the first days of July and August, Anno Domini one thousand eight hun- Interest on state debt.

dred and seventy-two, and the first days of January and February, Anno Domini one thousand eight hundred and seventy-three, the sum of one million seven hundred thousand dollars, or so much thereof as may be necessary.

Public printing. SECTION 19. For the public printing, folding, stitching and binding, fifty thousand dollars, or so much thereof as may be necessary, on settlement of the account of the public printer according to law; the accounts for the same to be audited and settled in the usual manner by the auditor general.

Legislature, pay of members, &c. SECTION 20. For the payment of the expenses of the legislature, including the pay and mileage of members, clerks and officers of each house, appointed for the session, and the amount authorized by law for stationery and postage, the sum of two hundred and fifty thousand dollars, or so much thereof as may be necessary, to be settled by the auditor general; and the payment out of the said sum to each of the members of the Senate and House of Representatives, for salary, shall be one thousand dollars, and mileage; and the clerks and officers of each house shall be paid each such amount as is authorized by law, and mileage; the foregoing sum to include the payment of all officers and employees; for the pay of the pages of the House, two hundred and fifty dollars, and for the Engineer, Senate two hundred dollars each; to the engineer, for each day not exceeding ninety days employed during the recess, three dollars per day. The resident clerk shall receive from the state printer the bound copies of the Daily Journal, and forward a copy to each member of the House; and the sum of two hundred and fifty dollars is hereby appropriated for paying the expenses of forwarding the same.

Pages.
Engineer.
Forwarding Daily Journal to members.
Librarians, Senate and House.
Librarian of Senate to have forty-two copies of Daily Journal bound and distributed.
For Sullivan S. Child, librarian of the Senate, and the librarian of the House, each four months' extra service during the recess, at the same rate as transcribing clerks; the librarian of the Senate to place forty-two copies of the Daily Legislative Journal at the public bindery to be bound, thirty-six copies for the use of the senators and principal clerks, four copies for the state library, and two to be reserved for the use of the Senate, and to be distributed to the senators and clerks by the librarian.

Mrs. Geo. Connell.
Administrators of J. W. Dickerson, deceased.
Mrs. David Stanton.
To Mrs. Connell, widow of the late George Connell, senator elect from the Fourth senatorial district, such pay and mileage as shall be appropriated to the members of the present legislature; and also to the administrators of J. W. Dickerson, member elect to the House of Representatives from Bedford and Fulton counties, the like pay and mileage; and to the widow of David Stanton, auditor general elect, one year's salary.

Packing and distributing laws and journals.
SECTION 21. For the packing and distributing the laws and journals of the legislature, to be performed under the direction of the secretary of the commonwealth, thirteen hundred dollars, or so much thereof as may be necessary.

Miscellaneous expenses in offices of resident clerk of House and clerk of Senate.
SECTION 22. For the payment of postage, labor and express charges, and other miscellaneous expenses in the office of resident clerk of the House of Representatives during the recess, the sum of one thousand dollars, and for similar expenses in the office of the clerk of the Senate, the sum of

eight hundred and fifty dollars, or so much thereof as may be necessary, to be settled by the auditor general in the usual manner.

SECTION 23. For the payment of the city of Harrisburg, for supplying the public buildings with water, according to the act of April the twenty-eighth, Anno Domini one thousand eight hundred and forty, the sum of one hundred and fifty dollars, and also for gas for the public buildings and the walks, such amount as may be found due the Harrisburg Gas Company, on the contract with the company, and upon a regular account being rendered to the auditor general, who is hereby authorized to examine and settle the same, in the same manner and mode as other accounts are settled in said department, in pursuance of its charter and supplements, to be paid on the warrant of the auditor general.

Water and gas
for public build-
ings and
grounds.

SECTION 24. That the state treasurer is hereby authorized and directed to pay to each of the chief clerks, for the expense of indexing the journals, the sum of two hundred dollars; and each sworn officer of the House and Senate shall be entitled to pay and mileage, when certified to in the usual way; and to the chief clerk in the office of the secretary of the commonwealth, the sum of two hundred dollars for indexing the pamphlet laws; and to R. H. Adams, for labor in indexing journals of the Senate and House in one thousand eight hundred and seventy-one, two hundred dollars.

Indexing jour-
nals.

Sworn officers,
House and Sen-
ate, to have pay
and mileage.

Indexing pam-
phlet laws.

R. H. Adams.

SECTION 25. That all annual salaries herein provided for, and also all appropriations to penitentiaries and charitable institutions, shall be paid quarterly at the office of the state treasurer, unless otherwise provided by law; and that no money, appropriated by this act for any specific object, shall be applied to any other of the charitable institutions, penitentiaries or houses of refuge.

Salaries and ap-
propriations,
how paid, &c.

SECTION 26. For the instruction of the indigent pupils in the Pennsylvania institution for the instruction of the deaf and dumb, the sum of two hundred and sixty-five dollars per annum, for every deaf mute of this commonwealth taught at said institution, to be paid semi-annually, on the warrant of the governor, in favor of the president of said institution, the evidence of which shall be furnished to the state treasurer; and for deficiency in appropriation for support of pupils for the year one thousand eight hundred and sixty-nine, two thousand seven hundred and seventeen dollars and forty cents; and for deficiency in appropriation for support of pupils for the year one thousand eight hundred and seventy, five thousand nine hundred and sixty-eight dollars and eighty-four cents: *Provided*, That the amount drawn from the treasury for the instruction of the deaf and dumb pupils, including the deficiencies provided for in this section, shall not exceed the sum of fifty-six thousand three hundred and eighty-six dollars and twenty-four cents.

Deaf and dumb,
for instruction
of.

SECTION 27. For the Pennsylvania institution for the instruction of the blind, the sum of thirty-three thousand dollars, to be paid in proportion to the number of indigent pupils from the several counties of the commonwealth, at the rate of three hundred dollars for each pupil, the evidence of which

Pennsylvania
institution for
blind.

is to be furnished to the state treasurer; and the further sum of fifty thousand dollars, for the purpose of erecting additional buildings and heating and ventilating apparatus for the present buildings: *Provided*, The board of public charities approve of the plan of the building, and certify the same to be necessary; the money to be expended under their direction, and that vouchers for the same shall be furnished to the auditor general.

Western Penn-
sylvania hospi-
tal for insane.

SECTION 28. To the Western Pennsylvania hospital for the insane, for salaries of officers and wages of employees, and support of hospital, twenty-five thousand dollars.

Pennsylvania
State Lunatic
hospital at Har-
risburg.

SECTION 29. For the Pennsylvania State Lunatic hospital, at Harrisburg, for the payment of salaries and wages, and for the support of the house, the sum of twenty thousand dollars.

Pennsylvania
training school
for feeble-mind-
ed children.

SECTION 30. For the Pennsylvania training school for feeble-minded children, at Media, in the county of Delaware, the sum of twenty-three thousand dollars, for the maintenance and training of one hundred pupils: *Provided*, That each representative district, in the commonwealth, shall be entitled to send the number of persons to said institute that they are entitled to members on the floor of the House of Representatives.

House of Re-
fuge, Philadel-
phia.

SECTION 31. For the House of Refuge, in Philadelphia, thirty-seven thousand five hundred dollars.

House of Re-
fuge, Western
Pennsylvania.

SECTION 32. For the House of Refuge of Western Pennsylvania, twenty-three thousand eight hundred dollars; and the further sum of twenty thousand dollars, to aid in the purchase of a new site and the removal of the institution.

Chaplains,
House and Sen-
ate.

SECTION 33. For the payment of the chaplain of the House of Representatives the sum of three hundred dollars, and for the payment of the chaplain of the Senate three hundred dollars.

Fire companies,
Harrisburg.

SECTION 34. For the fire companies of the city of Harrisburg, the sum of seven hundred dollars, to be distributed in equal amounts to and among said companies.

Eastern peni-
tentiary.

SECTION 35. For the Eastern Penitentiary, for the payment of the salaries of the officers, twenty-seven thousand dollars, in equal quarterly payments, on or before the fifteenth day of the months of June, September and December, Anno Domini one thousand eight hundred and seventy-two, and March, Anno Domini one thousand eight hundred and seventy-three; and for each discharged convict from the city of Philadelphia, or whose residence is within fifty miles thereof, the sum of five dollars; and ten dollars to each convict whose residence or settlement is fifty miles or over from the penitentiary.

For repairs, two thousand dollars.

For books and stationery for library, five hundred dollars.

For floors of corridors in two blocks, and necessary changes therein, three thousand six hundred dollars.

Western peni-
tentiary.

SECTION 36. For the Western Penitentiary, for the payment of salaries of officers, the sum of twenty-two thousand four hundred dollars; for library two hundred and fifty dollars; for completing block D, and re-fitting heating and steam pipes, seven thousand five hundred dollars.

For laying wooden floors in parts of the cells, one thousand dollars.

For spooling and bobbin machinery, seven hundred and fifty dollars.

For shoe machinery and fixtures, one thousand dollars.

The salaries provided for in this section to be paid in four equal quarterly payments, on or before the fifteenth of the months of June, September and December, Anno Domini one thousand eight hundred and seventy-two, and March, Anno Domini one thousand eight hundred and seventy-three; and for each convict whose residence or settlement is within fifty miles of said penitentiary, the sum of five dollars, and ten dollars to each convict whose residence or settlement is fifty miles or over from said penitentiary.

SECTION 37. For the Hospital for the Insane for the Northern district of Pennsylvania, at Danville, the sum of twenty-five thousand dollars, to be applied only for procuring stone, and putting up additional wings to the said asylum at Danville.

Hospital for insane at Danville

For furniture, kitchen, laundry and gas fixtures, thirty thousand dollars.

For fencing the entire farm, purchasing stock and implements, preparing garden and planting trees and shrubbery in front of the hospital, seven thousand five hundred dollars; and so soon as the present building is prepared for the reception of patients, that the commissioners be authorized to organize the hospital and receive patients under the same rules and regulations which govern the Pennsylvania State Lunatic hospital at Harrisburg.

Reception of patients.

SECTION 38. For the salary of the general agent and secretary of the board of public charities, three thousand dollars per annum; for postage, telegrams and express charges, the sum of four hundred dollars, or so much thereof as may be necessary.

Board of public charities.

For fuel and cleaning room, the sum of three hundred dollars, or so much thereof as may be necessary, to include pay of messenger.

For stationery, the sum of one hundred dollars, or so much thereof as may be necessary.

For actual traveling or other necessary expenses of the commissioners and general agent of the board of public charities, one thousand dollars, or so much thereof as may be necessary.

For the employment of the necessary clerical aid in the office of the board, the sum of fifteen hundred dollars, or so much thereof as may be necessary:

SECTION 39. To the state librarian, for supplying states heretofore cut out of the exchange of our reports of supreme court, one thousand dollars.

State library.

For miscellaneous books, one thousand dollars.

For law books and exchanges, fifteen hundred dollars.

For Reports of Supreme Court for year one thousand eight hundred and seventy-one, six hundred dollars, for the purpose of exchanges with other states.

For freight on books, express, cleaning room, et cetera, four hundred dollars.

For marking books, one hundred dollars.

For preparing a new catalogue of library, four hundred dollars.

Public buildings
and grounds.

SECTION 40. For the salary of the superintendent of the public buildings and grounds, fourteen hundred dollars.

For three assistant watchmen, an annual salary of nine hundred dollars each, to be paid monthly; and for necessary repairs and improvements to public buildings and grounds, seven thousand dollars, or so much thereof as may be necessary.

For winding and oiling the clock on the capitol, and repairing the same, the sum of one hundred and twenty-five dollars, to be paid on account certified by the clerks of the two houses; and the superintendent is hereby required to make a detailed statement of his expenditures to the next legislature.

Education and
maintenance of
soldiers' and
sailors' orphans,
expenses of de-
partment for, &c

SECTION 41. For the expenses required by the act, entitled "An Act to provide for the continuance of the education and maintenance of the destitute orphans of the deceased soldiers and sailors, and the destitute children of permanently disabled soldiers and sailors of the state," approved April ninth, one thousand eight hundred and sixty-seven, as follows:

For the superintendent, in addition to his salary as superintendent of common schools, twelve hundred and fifty dollars.

For the salary of chief clerk, eighteen hundred dollars.

For the salary of one other clerk, fourteen hundred dollars.

For the salary of the inspector of orphan schools, two thousand dollars, and two hundred for traveling expenses.

For the salary of the female inspector of orphan schools, twelve hundred, and two hundred dollars for traveling expenses.

For postage, telegrams and express charges, five hundred dollars, or so much thereof as may be necessary.

For stationery and blank books, one hundred and fifty dollars, or so much thereof as may be necessary.

For printing and circulating decisions and instructions, two hundred dollars, or so much thereof as may be necessary.

For transferring pupils, two hundred dollars, or so much thereof as may be necessary.

For funeral expenses, four hundred dollars, or so much thereof as may be necessary.

For traveling expenses of the superintendent and his assistants in conducting the annual examinations, three hundred dollars, or so much thereof as may be necessary.

For furniture and miscellaneous expenses, two hundred and fifty dollars, or so much thereof as may be necessary.

For the purpose of aiding deserving soldiers' orphans, who leave the schools at sixteen years of age, to fit themselves for teachers at the State normal schools, two thousand dollars.

For the education and maintenance, including clothing, of each orphan of less than ten years of age, admitted into such orphan homes or institutions as have received appropriations from the state, the sum of one hundred dollars, or so much thereof as may be necessary.

For the education and maintenance, including clothing, of each orphan of less than ten years of age, admitted into such orphan homes or institutions as have received no appro-

priations from the state, the sum of one hundred and fifteen dollars, or so much thereof as may be necessary; for the education and maintenance, including clothing, of each orphan above the age of ten years, admitted into such institution as may be selected for them by the proper authorities, and which have received no appropriation from the state, the sum of one hundred and fifty dollars, or so much thereof as may be necessary; the gross amount appropriated for all purposes connected with the soldiers' orphans schools not to exceed one hundred and twenty thousand dollars for each quarter, in addition to any surplus that may accrue from the appropriation for the school year ending May thirty-first, one thousand eight hundred and seventy two, after the payment of the deficit for the year one thousand eight hundred and seventy, directed to be paid out of that surplus, and such moneys, not otherwise appropriated, as may be returned to the treasury from the loans made to certain schools under the act of April fifteenth, one thousand eight hundred and sixty-seven, and its supplements; and all accounts to be settled by the auditor general and state treasurer in the usual manner, and to be paid on the warrant of the auditor general; and it is hereby further declared, that no child born after the first day of January, Anno Domini one thousand eight hundred and sixty-six, shall be admitted into any of the institutions aforesaid; and it shall be the duty of the superintendent, on or after the first day of June next, to discharge from any and all the institutions which have received, or which shall hereafter receive any such children, under the provisions of the act of April ninth, Anno Domini one thousand eight hundred and sixty-seven, as shall have arrived at the age of sixteen years; and so much of the act, entitled "An Act to provide for the education and maintenance of the destitute orphans of the deceased soldiers and sailors of the state," approved April ninth, one thousand eight hundred and sixty-seven, as conflicts herewith, be and the same is hereby repealed; and it is hereby declared to be the further duty of the superintendent, to prescribe the kind of clothing to be worn by the children of said orphans' schools, and to see that each receive an amount of the full value of twenty-five dollars.

Children born after certain date not to be admitted into institutions.

Superintendent to discharge children who have arrived at age of sixteen.

To prescribe kind of clothing to be worn, &c.

SECTION 42. For expenses in executing the corporation tax laws, the sum of one thousand dollars, or so much thereof as may be necessary, to be paid on the warrant of the auditor general, upon accounts regularly settled according to law.

Expenses in executing corporation tax laws.

SECTION 43. To the University of Pennsylvania, the sum of one hundred thousand dollars, upon condition that it shall raise the sum of two hundred and fifty thousand dollars in addition thereto; the entire appropriation to be expended in the erection of a general hospital, in connection with said institution, in which at least two hundred beds, free for persons injured, shall be forever maintained: *Provided*, That no portion of the state appropriation to said university shall be paid by the state treasurer until satisfactory evidence is furnished to the auditor general and state treasurer, upon the oath or affirmation of the proper persons, that the required subscription of two hundred and fifty thousand dollars has been sub-

University of Pennsylvania.

scribed and paid in, or secured to be paid by subscription, to said university.

Publishers of
Legislative
Journal.

SECTION 44. To the publishers of the Legislative Journal, fourteen dollars per page, in accordance with the contract, the amount to be settled by the auditor general as per contract; and for making out an index to the journal, the further sum of three hundred dollars; and that the publishers of said journal be authorized to resume the publication of the same at the commencement of the next session, and continue the same under the term of the existing contract, until otherwise ordered by the two houses: *Provided*, That the amount paid for indexing said journal shall only be paid upon a certificate of the secretary of the commonwealth, approving the same.

Authorized to
resume publica-
tion of same
next session.

SECTION 45. That all corporations, penitentiaries, charitable and educational institutions, receiving and disbursing state appropriations, shall take vouchers for the money so expended by them, and shall make quarterly settlements with the auditor general.

Corporations,
penitentiaries,
&c., to make
settlements
with auditor
general.

SECTION 46. To the Philadelphia Orthopædic hospital, the sum of five thousand dollars.

Philadelphia
Orthopædic hos-
pital.

SECTION 47. To the Homœopathic Medical and Surgical hospital and dispensary of Pittsburg, Pennsylvania, for liquidating a debt upon the building and furnishing the same, five thousand dollars.

Homœopathic
Medical and
Surgical hospi-
tal and dispen-
sary, Pittsburg.

SECTION 48. To Benjamin Singerly, for extra pages of Bates' Military History, the sum of eighteen hundred dollars; and to Samuel P. Bates, for services five months, from July first until December first, Anno Domini one thousand eight hundred and seventy-one, in completing said history, indexing the same, and securing maps and illustrations therefor, the sum of twelve hundred and fifty dollars; said accounts to be first examined and approved by the auditor general: *Provided*, That this appropriation of twelve hundred and fifty dollars shall be in full of all claims of said Samuel P. Bates against the commonwealth.

Benj. Singerly.

Samuel P. Bates

SECTION 49. For Louis W. Hall, esquire, in full for services rendered the commonwealth in the case against the Credit Mobilier of America, the sum of sixty-five hundred dollars.

Louis W. Hall.

SECTION 50. To the South-Western Normal school of the Tenth district, the Bloomsburg Normal school of the Sixth district, and to the Mansfield State Normal school of the Fifth district, each ten thousand dollars.

South-Western
and certain
other normal
schools.

SECTION 51. For the Pennsylvania Industrial Home for blind women, the sum of two thousand dollars.

Pennsylvania
Industrial home
for blind women
Western Penn-
sylvania Insti-
tute for deaf and
dumb.

SECTION 52. For the Western Pennsylvania institute for the instruction of the deaf and dumb, the sum of ten thousand dollars, to aid in the erection of suitable buildings: *Provided*, That the sum of thirty thousand dollars shall first be raised and paid in, or secured to be paid in, by private contributions for the same purpose, satisfactory evidence thereof to be furnished to the auditor general of the commonwealth.

Interest on cer-
tificates of loan
for relief of citi-
zens of Cham-
bersburg.

SECTION 53. For the payment of the interest on the certificates of loan issued for the relief of the citizens of Chambersburg, for war damages, the sum of eighteen thousand dollars.

SECTION 54. For furnishing iron cases in the office of the surveyor general, for the preservation of the books, maps,

drafts, copies of surveys, warrants and other records, now kept in wooden cases, and for the purpose of having heaters placed in the basement, the sum of eighteen thousand dollars, or so much thereof as may be necessary, to be expended under the direction of the surveyor general, and paid upon vouchers filed and allowed by the auditor general as in other cases.

SECTION 55. To provide for the purchase of an artificial arm for George H. Church, and also one for Marshall Quay, the sum of two hundred dollars.

SECTION 56. To Jacob Styer, watchman of the Senate, the same pay as is allowed to the assistant watchman of the public buildings and grounds.

SECTION 57. For altering and fitting up the rooms on the east side of the south wing of the capitol building, for the reception and proper display of the battle flags, the sum of one thousand dollars, or so much thereof as may be necessary, to be expended under the direction of the adjutant general.

SECTION 58. To pay the claim of E. C. Burgoon, the sum of three hundred and twenty-five dollars and fifty cents; and the state treasurer is hereby authorized to pay the said sum of three hundred and twenty-five dollars and fifty cents to the party who is the *bona fide* holder of said claim, as per report of the auditor general and state treasurer, to the present session of the legislature, dated the nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

SECTION 59. For Sullivan S. Child, librarian of the Senate, one thousand dollars extra, for taking charge of the archives of the Senate, and for expenses connected with the duties of his office; and the said archives are hereby removed from the Senate chamber.

For Joseph J. Hall, sergeant-at-arms of the Senate, the sum of one hundred and five dollars and forty-five cents, for serving writs, and mileage, of the special election in the Fifth senatorial district.

For Jacob Ziegler, for services rendered chief clerk during the present session of the Senate, owing to the illness of the chief clerk, the same pay as allowed to Lucius Rogers, at the last session of the legislature.

For J. R. Hannah, clerk to apportionment committee of the Senate, and in charge of speaker's room, pay and mileage of a transcribing clerk.

That the pay of the sergeant-at-arms in the Senate and House of Representatives shall be the same as a transcribing clerk.

To William Styers, the sum of three hundred and fifty dollars, for services rendered the Senate during the present session.

For the pay of the joint committee on the revision of the civil code, the sum of one thousand dollars to each member.

For the pay of the committee on the contested election case in the Fourth senatorial district, the sum of six hundred dollars to each member.

For the pay of the joint committee appointed to investigate the collection of the Pennsylvania war claims by George O. Evans, the sum of five hundred dollars to each member.

Iron cases in surveyor general's office, for furnishing.

Artificial arms for George H. Church and Marshall Quay.
Jacob Styer.

Fitting up room for battle flags.

Claim of E. C. Burgoon.

Extra compensation to librarian of Senate.

Joseph J. Hall.

Jacob Ziegler.

J. R. Hannah.

Sergeants-at-arms.

William Styers.

Committee on civil code.

Committee on contested election in Fourth Senatorial district.

Committee to investigate collection of war claims.

Committee on
Green vs. Shortt
contested elec-
tion case.

Committee to
investigate iss-
uing of fraudu-
lent diplomas.

Chief clerk,
state treasury.

G. Calley.

Resident clerk.

Message clerk,
House of Repre-
sentatives.

Additional com-
pensation to
transcribing
clerks.

Committee on
centennial cele-
bration.

Repeal.

For the pay of the committee of the House of Representatives on the contested election case of Green against Shortt, the sum of four hundred dollars to each member.

For the pay of the Senate committee appointed to investigate the issuing of fraudulent diplomas from certain medical colleges, the sum of five hundred dollars.

For the chief clerk in the state treasurer's office, the additional sum of two hundred dollars.

For the pay of G. Calley, clerk to the ways and means and apportionment committees of the House, the sum of four hundred dollars.

For the resident clerk, to pay express charges, &c., the additional sum of three hundred dollars, or so much thereof as may be necessary.

For the message clerk of the House of Representatives, for extra services, the sum of three hundred dollars.

For the transcribing clerks, the additional sum of two hundred dollars, making to each the sum of one thousand dollars.

For the expenses and contingencies of the committee on the centennial celebration, ten thousand dollars, to be paid on the certificate of the governor of the commonwealth.

SECTION 60. All acts of assembly, or parts of acts, inconsistent with the provisions of this act, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 2.

A Supplement

To an act to provide for the due training of teachers for the common schools of the state.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state superintendent shall appoint, on or before the first Monday of May, annually, two citizens of each normal school district in which a normal school is in operation, and which have received or shall receive any appropriation from the state, to act as trustees on the part of the state, with all the rights and privileges of other trustees in the boards of

trustees of the several normal schools: *Provided*, That this act shall apply to such normal school associations as shall accept its provisions.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 3.

An Act

Entitled "A further supplement to an act relating to the elections of this commonwealth," approved July second, A. D. one thousand eight hundred and thirty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be held to be the true intent and meaning of the act regulating the elections of this commonwealth, approved July second, one thousand eight hundred and thirty-nine, that the time for the presentation of a petition contesting the election of a senator or representative, shall commence to run from the receipt of the return of the election of such senator or representative, by the body to which such return is made, if such body shall then be organized, and if not, then within ten days after such organization; and that in any case of contested election now pending in the senate, the committee for the trial of the contest shall be selected and formed by the senate, on or before twenty-first February instant, by choosing six members thereof *viva voce*, each senator voting for no more than three members, and the six highest in vote shall be declared selected; the remaining member of the committee shall be chosen by lot, in manner following: That is to say, the names of all the remaining senators present, except those of the speaker and sitting member, shall be written on distinct pieces of paper, as nearly alike as may be, each of which shall be rolled up and put into a box or urn by the clerk of the senate, or some person appointed by the senate to act in his stead, and the box or urn shall be placed on the speaker's desk; the clerk of the senate, or person appointed to act in his stead, having thoroughly shaken and intermixed said papers, shall draw them out one by one, and the names of the senators so drawn shall be written down on a separate list by one

When time for presenting petition contesting election of senator, &c., to commence to run.

When and how committee to be selected in case now pending.

of the clerks, until thirteen names shall have been drawn; a separate list of the thirteen senators so drawn shall be given to each of the parties to the contest, who shall, accompanied by the clerk, or other person appointed to act in his stead, immediately withdraw to some adjoining room, where they shall proceed to strike off alternately the names upon said list, until but one name shall be left thereon; and the senator whose name shall remain shall be the seventh member of the committee.

Powers and duties of committee.

SECTION 2. The committee chosen as aforesaid shall be duly organized and sworn, and all its powers and duties shall be the same as those of a senatorial election committee under the aforesaid act of second of July, one thousand eight hundred and thirty-nine, and it shall proceed in all respects as directed by said act in the hearing and determination of the contest.

How vacancies to be filled.

SECTION 3. Any vacancy occurring in said committee shall be filled as follows: If such vacancy shall be of a member chosen by the votes of senators, it shall be filled by a new appointment made in open senate by the same or by a majority of the same senators who shall have voted for the member whose place is to be filled; if such vacancy shall be of the seventh member of the committee chosen as aforesaid by lot and challenge, his place shall be filled in the same manner as that in which the said seventh member shall have been chosen, all the names of the qualified members present being first placed in the box or urn, for the purposes of selection; and any member chosen to fill a vacancy shall be duly sworn, and shall perform all the duties and possess all the powers of an original member of the committee, from the time of his selection; in no case of the selection of a committee, or of the filling of a vacancy, shall the sitting member be permitted to vote; and in case of the absence or refusal to act of the contestant or of the sitting member, the senate shall appoint some person to act in his stead.

Sitting member not to vote.

Senate to appoint person to act for contestant, &c., in certain cases.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 4.

A Supplement

To an act, entitled "An Act relative to changes of venue."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the expenses incurred in the trial of any suits by the county to which they may be removed under the provisions of the act, entitled "An Act relative to the change of venue," approved April twenty-eighth, Anno Domini one thousand eight hundred and seventy, shall be paid by the county from which such suits have been removed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 4.

A Supplement

To an act, entitled "An Act to repeal the fifteenth section of an act, entitled 'An Act further supplement to the act relative to the elections of this commonwealth,' approved April seventeenth, one thousand eight hundred and sixty-nine," approved June twenty-eighth, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all elections for city, ward, borough, township and election officers, in the different cities and counties of this commonwealth, which shall and will hereafter be had by force and authority of an act, entitled "An Act to repeal the fifteenth section of an act, entitled 'A further supplement to the act relative to the elections of this commonwealth,' approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine," approved the twenty-eighth day of June, Anno Domini one thousand eight hundred and seventy-one, shall, unless otherwise provided by decree of the courts

LAWS OF PENNSYLVANIA,

or by statute, be held at the several places at which they were held prior to the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine: *Provided*, That the provisions of this act shall not apply where the place of election has since been changed according to law: *Provided*, That the provisions of this act shall not apply to the city of Philadelphia, and county of Washington.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 6.

An Act

To enlarge the jurisdiction of the courts of common pleas of this commonwealth, relative to granting charters of incorporation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the several courts of common pleas of this commonwealth shall have power and authority to grant charters of incorporation to water companies and gas companies; and when said companies are so incorporated, they shall have all the rights, powers and privileges, and be subject to all the restrictions and provisions of the general law regulating gas and water companies, approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, and the several supplements thereto; and the said courts shall also have power and authority to grant charters of incorporation to societies or associations, for the protection and preservation of birds, fish and game, and to market companies, and to town-hall and market companies.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 7.

An Act

Enabling married women to purchase sewing machines.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all contracts made by married women, in the purchase of sewing machines for their own use, shall be valid and binding, without the necessity of the husband joining in the same.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 8.

An Act

To authorize the commissioners of the public buildings and grounds to select a site in the grounds of the State Capitol, for a monument to be erected by the Pennsylvania State Teachers' Association, in memory of the chief founders and promoters of the common school system of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the public buildings and grounds are hereby authorized and required to select and appropriate a suitable piece of ground, in the public grounds of the state capitol, for a site for a monument to be erected by the Pennsylvania State Teachers' Association, or other persons acting therewith, to the memory of the chief founders and most distinguished promoters of the common school system of Pennsylvania.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 9.

An Act

In relation to landlord and tenant proceedings under the act of December fourteenth, one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful to commence or to prosecute any proceedings to obtain possession of any lands or tenements under the provisions of the act of this general assembly, entitled "An Act relative to landlord and tenants," approved December fourteenth, one thousand eight hundred and sixty-three, unless such proceeding shall be founded upon a written lease or contract in writing, or on a parol agreement in and by which the relation of landlord and tenant is established between the parties, and a certain rent is therein reserved.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 10.

A Further Supplement

To an act, entitled "An Act relating to corporations for mechanical, manufacturing, mining and quarrying purposes," approved the eighteenth day of July, Anno Domini one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act relating to corporations for mechanical, manufacturing, mining and quarrying purposes, approved the eighteenth day of July, one thousand eight hundred and sixty-three, and the supplements thereto, be and the same are hereby extended to the transportation and storage of pe-

Act and supplements extended to transportation and storage of oil in certain counties.

petroleum in the counties of Venango, Warren, Forest, Armstrong, Clarion, Butler, Crawford and Erie; and that any company organized for such purposes, under the provisions of said act, shall have the right to transport, store, insure and ship petroleum, and for that purpose to lay down, construct and maintain pipes, tubing, tanks, offices and such other machinery, devices or arrangements as may be necessary, and to enter upon, use and occupy such lands as may be requisite for the purposes of the company; and for rights of entry upon lands, rights of way and the use of materials necessary to the construction, maintenance and operation of said lines of pipes and fixtures as aforesaid, they shall be entitled to all the rights and privileges, and be subject to all the limitations and restrictions of railroad companies, as contained in the act relating to railroad companies, approved February nineteenth, one thousand eight hundred and forty-nine, and the supplements thereto: *Provided however*, That nothing herein contained shall be construed to authorize the construction of any railroad.

Rights of companies organized for such purposes.

Subject to act of 18th February, 1849, and supplements, for rights of way, &c.

Proviso.

SECTION 2. That any company organized under the provisions of this act may at any time change the location of the whole or any part of their pipes, or construct a branch or branches from any point or points on the main line to any other point or place within the counties aforesaid; but before doing so, a majority of the directors of said company shall make, or cause to be made a certificate in writing, setting forth the proposed change, particularly setting forth the routes and termini, have the same acknowledged before a notary public, and recorded in the same manner as shall be provided in the original articles of the association: *Provided*, That no line of pipe shall be laid, under the authority of this act, within five miles of the state line for the purpose of carrying oil out of the state; and that the owners, producers and shippers of all oil intended for Philadelphia, Baltimore and New York, using pipes laid under this act, shall give the preference to the lines of road traversing the greatest distance in this state, at the same rates for transportation.

May change location of pipes or construct branches.

Directors to make certificate, setting forth change, &c.

To have same acknowledged and recorded.

Proviso.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 11.

An Act

To prevent the sale of intoxicating drinks on election day.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Sale, &c., of liquors on election days, prohibited.

That from and after the passage of this act it shall not be lawful for any person or persons keeping a public house or drinking place, either licensed or unlicensed, to sell spirituous or malt liquors as a drink, to sell, furnish or give away, to be used as a drink, any spirituous or malt liquors, wine or any other intoxicating beverage, on any part of any day set apart, or to be set apart for any general or special election, by the citizens in any election district or division within this commonwealth, where an election is in progress, during the hours when, by law in said district, the election polls are required to be kept open.

Penalty for violating first section.

SECTION 2. Any person violating any of the provisions of the first section of this act shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be subject to imprisonment in the jail of the proper county, for a term of not more than one hundred days, and in addition to the above, shall also be subject to a fine of not more than five hundred dollars and costs, at the discretion of the court.

Constables to return names of offenders to court.

SECTION 3. It shall be the duty of the constables of the several townships, wards and boroughs of this commonwealth, under the same penalty as mentioned in section second, to make return to the next court of quarter sessions of the proper county, the name or names of any person or persons offending under the first section of this act: Provided, Nothing herein shall prevent any other person or persons from prosecuting for such offence.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 12.

An Act

To punish witnesses who refuse or neglect to appear and testify before legislative committees.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any person or persons who shall wilfully neglect or refuse to appear and testify before any committee of either branch of the legislature of this state, or before any joint committee thereof, after he, she or they shall have been duly served with a subpoena to so appear, and any person or persons who is, or shall be in contempt, by reason of any such neglect or refusal so to appear and testify, or either, shall be held and deemed to be guilty of a misdemeanor, and on conviction thereof, shall be punished by imprisonment not exceeding six months, and by fine not exceeding one thousand dollars, or either, at the discretion of the courts trying the same.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 13.

An Act

Extending the jurisdiction of the courts of common pleas of this commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all actions brought, or hereafter to be brought in the several courts of this commonwealth, no verdict shall be set aside by reason of the want of a declaration or plea, or from defectiveness or indefiniteness in the form of said verdict, but the court in which such verdict shall have been rendered shall have power at any time to direct the filing of a declaration,

the entering of a plea and the filing of all such description or amended description, if in an action of ejectment, as in the judgment of the court shall make the pleadings and record conform to what was tried before the jury and found by the verdict.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 14.

An Act

To repeal the proviso of the second section of an act, entitled "A further supplement to an act, entitled 'An Act relating to corporations for mechanical, manufacturing, mining and quarrying purposes,' approved the eighteenth of July, one thousand eight hundred and sixty-three," approved the twelfth day of March, one thousand eight hundred and seventy-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proviso of the second section of an act, entitled "A further supplement to an act, entitled 'An Act relating to corporations for mechanical, manufacturing, mining and quarrying purposes,' approved the eighteenth day of July, Anno Domini one thousand eight hundred and sixty-three," approved the twelfth day of March, Anno Domini one thousand eight hundred and seventy-two, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 15.

A Further Supplement

To an act, entitled "An Act to incorporate the Pennsylvania Training School for idiotic and feeble-minded children," approved April seventh, one thousand eight hundred and fifty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the objects of the said corporation shall extend to and embrace the training and care in asylum of idiotic and feeble-minded persons, without regard to age.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY,

No. 16.

A Further Supplement

To an act incorporating the House of Refuge of Western Pennsylvania, approved April twenty-second, one thousand eight hundred and fifty, authorizing a change of location.

WHEREAS, The location of the House of Refuge of Western Pennsylvania, made over twenty years since, has now been included within the corporate limits of Allegheny city, and dwelling houses and manufacturing establishments are crowding in around it, so as to render it an unsuitable site for a school of reform; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the managers of the said House of Refuge are hereby authorized to sell, at public or private sale, the real estate and buildings occupied thereby, located in the Ninth ward of the city of Allegheny and Allegheny county, under the corporate seal, attested by its president and secretary, and to invest the proceeds of such sales in other real estate and buildings, more

suitable to such an institution, in such point in Western Pennsylvania, not exceeding fifty miles from Pittsburg, as such managers in their discretion may select; and that the name of said institution is hereby changed to that of the Pennsylvania Reform School, by which name it shall assume all the obligations and liabilities, and be entitled to all the property, rights, powers, privileges heretofore conferred upon the House of Refuge of Western Pennsylvania, by its charter and the several supplements thereto, and is especially authorized to execute good deed or deeds for any of the real estate now held by it in the Ninth ward of the city of Allegheny.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 17.

An Act

Granting the consent of the state of Pennsylvania to the purchase, by the United States, of additional land for the post office and court house at Philadelphia, and ceding jurisdiction over the same.

Consent of state
given to pur-
chase land by
United States.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the consent of the state of Pennsylvania is hereby given to the purchase, by the United States, of such land as may be selected as an addition to the court house and post office lot, situated in the city of Philadelphia; and the said United States shall have, hold, use, occupy and own the said land or lands when purchased, and exercise jurisdiction and control over the same, and every part thereof, subject to the restrictions hereinafter mentioned.

Jurisdiction
over land, ceded
to United States

SECTION 2. The jurisdiction of the state of Pennsylvania in and over the said land or lands, mentioned in the foregoing section, when purchased by the United States, shall be and the same hereby is ceded to the United States; but the jurisdiction hereby ceded, shall continue no longer than the said United States shall own the said land or lands.

Condition upon
which consent
is given, and
jurisdiction
ceded.

SECTION 3. The said consent is given, and the said jurisdiction ceded, upon the express condition that the state of Pennsylvania shall retain concurrent jurisdiction with the United States, in and over the said land or lands, so far as that all

civil process in all cases, and such criminal process, or others, as may issue under the laws or authority of the state of Pennsylvania, against any person or persons charged with crimes or misdemeanors committed within said state, may be executed therein, in the same way and manner as if such consent had not been given, or jurisdiction ceded, except so far as such process may affect the real or personal property of the United States.

SECTION 4. The jurisdiction hereby ceded shall not vest, until the United States shall have acquired the title to the said land or lands by purchase or grant; and so long as the said land or lands shall remain the property of the United States, when acquired as aforesaid, and no longer, the same shall be and continue exonerated from all taxes, assessments and other charges, which may be levied or imposed under the authority of this state.

Jurisdiction ceded, when to vest.

Land to be exonerated from taxes.

SECTION 5. *It is further enacted*, That any malicious, wilful, reckless or voluntary injury to, or mutilation of, the grounds, buildings or appurtenances, shall subject the offender or offenders to a fine of not less than twenty dollars, to which may be added, for an aggravated offence, imprisonment not exceeding six months in the county jail or workhouse, to be prosecuted before any court of competent jurisdiction.

Penalty for injuries done to grounds, &c.

SECTION 6. This act shall take effect immediately.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 18.

A Further Supplement

To an act passed March twenty-ninth, one thousand eight hundred and three, to establish a board of wardens for the port of Philadelphia, and for other purposes.

WHEREAS, The pilots of the bay and river Delaware are not adequately compensated for their services at the present rates allowed by the acts of assembly now existing, and for the benefit of the commerce of this port, they should be properly compensated for their services, thereby commanding competent and intelligent men to follow the hazardous and necessary business of piloting on the bay and river Delaware; therefore,

Preamble.

Compensation
of pilots, rela-
tive to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, in lieu of the compensation now allowed to pilots for conducting ships or vessels from the city of Philadelphia to the capes of the Delaware, or from the capes of the Delaware to the city of Philadelphia, the rates of pilotage shall be for every half foot of water which any vessel shall draw under and up to twelve feet, the sum of one dollar and eighty-seven cents; over twelve feet and up to fifteen feet, the sum of two dollars and eight cents; over fifteen feet and up to eighteen feet, the sum of two dollars and twenty-five cents; over eighteen feet and up to twenty feet, the sum of two dollars and fifty cents; over twenty feet, the sum of two dollars and seventy-five cents; and they shall also receive over and above the said sum, for conducting ships or vessels to or from the port of Philadelphia, between the first day of November and the first day of April, inclusive, in any year, the additional sum of ten dollars, and shall also receive three dollars per day whenever detained by any master, owner or consignee, or by the ice.

In cases of dis-
agreement,
board of war-
dens to settle
matters.

Appeals to court
authorized.

Proceedings on
appeals.

SECTION 2. In case of a disagreement between the master, owner or consignee and the pilot, the board of wardens for the port of Philadelphia shall be empowered to settle all matters relative to the business of piloting, subject to the laws heretofore enacted by this commonwealth, giving the parties feeling aggrieved, by any action of the wardens, a right to appeal within thirty days, to the court of common pleas for the city and county of Philadelphia, setting forth the facts of the case, and the ground of the petitioner's complaint; after due notice to the parties interested and a hearing thereof, the court shall determine the subject matter, and shall make such order in the premises as they may think the board of wardens for the port of Philadelphia should have made, and to make such order for the payment of costs, by one or more of the parties to the proceedings, as justice may require.

Repeal.

SECTION 3. That all laws heretofore passed, inconsistent with the provisions of these acts, are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 19.

An Act

Relating to the investment of trust funds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the fourteenth section of an act, entitled "An Act relating to orphans' courts," approved March twenty-ninth, one thousand eight hundred and thirty-two, shall apply to the bonds of the Philadelphia and Reading Railroad Company, secured by the general mortgage of said company, bearing date the first day of June, Anno Domini one thousand eight hundred and seventy-one.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 20.

An Act

Relating to the rights of adopted children, being a supplement to an act, entitled "An Act relating to certain duties and rights of husband and wife, and parents and children," approved the fourth day of May, one thousand eight hundred and fifty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases heretofore, as well as hereafter, when the common law form of adopting a child by deed has been practiced or done, it shall be lawful, on proof of due execution of the deed, to have the same recorded in the proper office for the recording of deeds, in the county where the adopting parent resides at the date of its execution; and a duly certified

copy thereof shall be received in evidence, with the same force and effect as the record of adoption would have in the mode provided in the act to which this is a supplement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 21.

An Act

Supplementary to an act relative to the election of auditor general, surveyor general and county surveyors by the people, approved the ninth day of April, Anno Domini one thousand eight hundred and fifty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in case of the death of any person elected to the office of auditor general or surveyor general, between the day of his election and the first Tuesday of May next ensuing, such vacancy shall be filled by the incumbent of the office at the time being, until his successor shall be regularly elected and qualified.

How vacancies happening between day of election and time for entering upon duties to be filled.

Electors to choose successor at next annual election.

When to enter upon duties.

Term.

Secretary of commonwealth to open and count returns.

Governor to declare person elected, by proclamation.

Returns to be presented to the legislature.

SECTION 2. That at the annual election next ensuing after the death of such person, so elected to the office of auditor general or surveyor general, the qualified voters of this commonwealth shall choose, by ballot, one person to fill such vacancy, who shall assume the duties of such office on the first day of December next ensuing after said election, and hold said office for the term of the person deceased, which he was elected to fill.

SECTION 3. Whenever an election to fill such vacancy shall be held, it shall be the duty of the secretary of the commonwealth, on the first Tuesday of November next ensuing after such election, in the presence of the governor, attorney general and auditor general, and such other citizens as desire to be present, to open and count said returns; and the governor shall, by proclamation, declare the name of the person thus duly elected, which returns shall be presented to the two houses

of the legislature, within ten days after the commencement of the next ensuing session of the general assembly.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act supplementary to an act relative to the election of auditor general, surveyor general and county surveyors by the people, approved the ninth day of April, Anno Domini one thousand eight hundred and fifty," was presented to the governor on the nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two, and was not returned within ten days, (Sundays excepted,) after it had been presented to him; wherefore it has, agreeably to the constitution of this commonwealth, become a law in like manner as if he had signed it.

JAMES L. SELFRIDGE,

Clerk of the House of Representatives.

GEORGE W. HAMERSLY,

Clerk of the Senate.

No. 22.

An Act

In relation to actions of ejectment.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever, in any action of ejectment, a nonsuit has been or shall be entered, or a verdict has been or shall be found for the defendant or defendants therein, the said defendant or defendants therein may enter a rule upon the plaintiff or plaintiffs to sue out a writ of error to the supreme court, upon such order of nonsuit or verdict or judgment thereon, within one year from the time of service of said rule; and if said plaintiff or plaintiffs shall fail to sue out a writ of error within that time, said plaintiff or plaintiffs shall thereafter be forever debarred from suing out any writ of error, or other writ, upon such order of nonsuit or verdict or judgment thereon; and thereupon the defendant or defendants in such action may enter a rule upon the plaintiff or plaintiffs therein, returnable according to the special order of the court, to show cause why the said plaintiff or plaintiffs should not bring a second action of ejectment in the premises within one year from the determination of said rule; and if no good cause

for delay be shown to the satisfaction of the court, said rule shall be made absolute; and in such case, upon the expiration of the year aforesaid, the said plaintiff or plaintiffs shall be forever debarred from bringing any further action of ejectment for the same land upon the same title.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 23.

An Act

To extend the competency of persons to be witnesses in certain criminal cases.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in the trial of all indictments, complaints and other proceedings against persons charged with the commission of crimes or offences, not above the grade of misdemeanor, in any court of record of criminal jurisdiction, the person so charged shall, at his own request, but not otherwise, be deemed a competent witness; but his neglect or refusal to testify shall not create any presumption against him, nor shall any reference be made to, nor shall any comment be made upon, such neglect or refusal, by counsel in the case, during the trial of the cause: *Provided*, That this act shall not extend to the trial of any person on an indictment for perjury or forgery.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

. No. 24.

An Act

Securing to married women their separate earnings.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the separate earnings of any married woman of the state of Pennsylvania, whether said earnings shall be as wages for labor, salary, property, business or otherwise, shall accrue to and inure to the separate benefit and use of said married woman, and be under the control of such married woman independently of her husband, and so as not to be subject to any legal claim of such husband, or to the claims of any creditor or creditors of such husband, the same as if such married woman were a *feme sole*: *Provided*, That in any suit at law or in equity, in which the ownership of such property shall be in dispute, the person claiming such property, under this act, shall be compelled, in the first instance, to show title and ownership in the same.

Separate earnings of married women to inure to their separate benefit.

To show ownership in property when same is in dispute.

SECTION 2. That to prevent any fraudulent practices under this act, before any married woman shall be entitled to its benefits, she shall first present her petition, under oath or affirmation, to the court of common pleas of the city or county where she resides, stating her intention of thereafter claiming the benefits of this act; whereupon the said court shall direct her petition aforesaid to be marked, filed, and to be recorded in the office for recording deeds for such city or county; and such record shall be conclusive evidence of the right of such married woman to the benefit of the first section of this act.

To present petition to court, claiming benefit of act.

Court to direct petition to be marked filed and to be recorded.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 25.

An Act

Relating to straightened or improved lines of railroad.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same,*

That it shall be lawful for the president and directors of any railroad company to retain the possession and use, either in whole or part, of any portion of the original railroad for which an improved or straightened line has been substituted, if in their opinion the abandonment of the said portion would be inconvenient or injurious to the interests of the public and of the railroad company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 26.

A Supplement

To an act, entitled "An Act relating to roads, highways and bridges," approved the twelfth day of June, Anno Domini one thousand eight hundred and thirty-six, repealing the fifth section of said act, so far as it relates to boroughs.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the fifth section of the act relating to roads, highways and bridges, approved the twelfth day of June, Anno Domini one thousand eight hundred and thirty-six, whereby the breadth of public roads is limited to fifty feet, be and the same is hereby repealed, so far as the same applies to the boroughs of this commonwealth, not incorporated under the provisions of the general borough law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 27.

An Act

Repealing the sixth section of an act, entitled "An Act to enable joint tenants, tenants in common, and adjoining owners of mineral lands in this commonwealth to manage and develop the same," approved the twenty-first day of April, one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sixth section of the act, entitled "An Act to enable joint tenants, tenants in common, and adjoining owners of mineral lands in this commonwealth to manage and develop the same," approved the twenty-first day of April, one thousand eight hundred and fifty-four, be and the same hereby is repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 28.

An Act

To authorize corporations to issue preferred stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for any company now or hereafter incorporated, by or under any general law of this commonwealth, to issue, with the consent of a majority in interest of its stockholders, preferred stock of the company, not exceeding at any time one-half of the capital stock of the corporation; the holders of which preferred stock shall be entitled to receive such dividends thereon, not exceeding twelve per cent. per annum, as the board of directors of said company may prescribe, payable out of the net earnings of the company; and the

holders of said preferred stock shall not be liable for any debts of the company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 29.

A Further Supplement

To an act, entitled "An Act for the punishment of cruelty to animals in this commonwealth," approved March twenty-ninth, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any agent of the Pennsylvania society, or of any other society for the prevention of cruelty to animals, be and is hereby authorized and empowered to seize any bull, bear, dog, cock, or other creature, kept, used, or intended to be used for the purpose of fighting or baiting, and to sell the same for the benefit of said society: *Provided,* That when the seizure is made, the animal or animals so seized shall not be deemed absolutely forfeited, but shall be held by the officer seizing them until a conviction of some person is first obtained under the first section of the act to which this is a supplement, for keeping or using, or being connected with or interested in the management of any place used for fighting or baiting animals, and the animal or creature seized, shall have been found on the premises which are the subject of the complaint: *And further provided,* That the agent making such seizure shall make due return to the magistrate or alderman before whom the complaint is heard, of the number and kind of animals or creatures so seized by him; and it shall be the duty of the magistrate or alderman hearing the complaint, in case of a conviction, to make the forfeiture of such animals or creatures seized a part of the sentence.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 30.

An Act

To extend the time for paying certain enrolment taxes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time provided for in the second section of an act, entitled "An Act to revise, amend and consolidate existing laws regarding enrolment tax," approved the first day of May, Anno Domini one thousand eight hundred and sixty-eight, be further extended for one year, from the first day of May, Anno Domini one thousand eight hundred and seventy-two, and its provisions shall be extended to all acts which are passed prior to May twenty-seventh, Anno Domini one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 31.

An Act

Directing the sale of the bonds composing the Agricultural College land script fund, and authorizing the issue of a new bond in lieu thereof, and abolishing the board commissioners created by act of April first, one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the surveyor general be and is hereby authorized and directed to sell all the present bonds held by him, in trust for the Agricultural College land script fund, and pay the proceeds of the sale of the same to the state treasurer, for the use of the sinking fund commissioners.

Surveyor general to sell bonds.

SECTION 2. That the governor, auditor general and state treasurer are authorized to issue a registered bond of this

Issue of new bond authorized.

To be delivered
to state treas-
urer.

State treasurer
to hold bond in
trust, and pay
interest thereon
to Agricultural
college.

Board of com-
missioners,
abolished.

Surveyor gen-
eral to place
book, &c., in
hands of state
treasurer.

commonwealth, for the sum of five hundred thousand dollars, payable to the Agricultural College land script fund of Pennsylvania, after fifty years from the first day of February, one thousand eight hundred and seventy-two, with interest on the same at the rate of six per cent. per annum, to be paid semi-annually on the first of February and August of each year, and deliver the said bond to the state treasurer for the uses and purposes declared by law.

SECTION 3. That it shall be the duty of the state treasurer to hold said bond in trust for the Agricultural College land script fund of Pennsylvania, and to pay the interest accruing thereon, semi-annually to the Agricultural College of Pennsylvania, according to the several acts of assembly in relation thereto.

SECTION 4. That the board of commissioners for the sale of Agricultural College land script, be and the same is hereby abolished; and the surveyor general is directed to place in the hands of the state treasurer the book of accounts and vouchers relating to the Agricultural College land script fund now in his custody.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 32.

An Act

Supplemental to an act, entitled "A supplement to acts relating to incorporations by the courts of common pleas," approved on the ninth day of April, Anno Domini one thousand eight hundred and fifty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the "proper county" intended by said act, approved as aforesaid, may be, at the option of any corporation praying for permission to dissolve in the way and manner in said act designated, either the county in which the principal operations of the corporations are conducted, or that county in which its principal office or place of business is located: *Provided,* That notice of said application shall be given, by publication

in two papers in the county in which the principal operations are conducted, and that in which the principal office is located.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 33.

A Supplement

To an act, entitled "An Act to allow the improvements of creeks and rivulets," approved twenty-eighth of March, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it is hereby declared to be the true intent and meaning of the act of general assembly of this commonwealth, approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-one, entitled "An Act to allow the improvement of creeks and rivulets," that any tenant in common shall be entitled to all of the rights and privileges granted or conferred by said act, and shall be allowed to file the petition and bond in said act required without the joinder of his co-tenants.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 34.

A Supplement

To an act, entitled "An Act to create a board of public charities," approved the twenty-fourth day of April, Anno Domini one thousand eight hundred and sixty-nine.

Inspectors,
sheriffs and jail-
ors to make cer-
tain statements
to board.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the statements required to be made by the inspectors, sheriffs or other persons having charge of any penitentiary or jail within this commonwealth, under the provisions of the first section of the act approved the twenty-seventh day of February, one thousand eight hundred and forty-seven, entitled "An Act requiring the inspectors of prisons, sheriffs, prothonotaries and clerks of criminal courts and others, to make annual returns to the secretary of the commonwealth, and for other purposes," shall hereafter be made to the board of public charities of this commonwealth; and that it shall be the duty of the inspectors, sheriffs or other persons having charge of any penitentiary or jail within this commonwealth, to keep the records of the penitentiary or jail under their charge, after forms to be prepared for and furnished them by the said board of public charities, so that the information and statistics intended to be obtained by said first section of the act of twenty-seventh of February, one thousand eight hundred and forty-seven, and such other information and statistics as the said board of public charities may deem necessary, may be presented with accuracy and uniformity.

To keep records
after form pre-
pared and fur-
nished by board

To make return
of statements
within certain
periods.

Penalty for ne-
glect.

SECTION 2. That it shall be the duty of said inspectors, sheriffs or other persons to make return of the statements required by the first section of this act, to the said board of public charities, within ten days after the first day of January, April, July and October in each year, if required by said board; and upon neglect or refusal to make statements in the manner and at the times required by this act, such inspector, sheriff or other person, so neglecting or refusing, shall forfeit and pay a fine of not less than one hundred dollars, to be sued for and collected by the general agent, in the name of the board of public charities, for the use of the commonwealth.

Poor directors,
managers of
charitable insti-
tutions, &c., to
keep records in
form prescribed
by board.

To make re-
turns.

SECTION 3. That it shall be the duty of the overseers and directors of the poor, or other persons having charge of the poor in the several counties, cities, boroughs and townships of this commonwealth, and of all directors and managers of charitable and correctional institutions of the commonwealth receiving state aid, to keep their records after the manner and in the form to be prescribed by the board of public charities, and to make returns thereof to said board at such times as they may direct; and in default thereof, the person or persons so offending shall forfeit and pay a fine of not less than one

hundred dollars, to be sued for and collected by the general agent, in the name of the board of public charities, for the use of the commonwealth. Penalty for neglect.

SECTION 4. That before any county prison or county almshouse shall be erected within this commonwealth, the plan of construction of such prison or almshouse, drawn sufficiently in detail for clear comprehension thereof, shall be submitted by the commissioners of the county in which the same is to be built, to the board of public charities, and shall be inspected and approved by said board, and so certified by the secretary of said board upon the plan, a copy of which shall be furnished by the commissioners at the time of their submitting the original as aforesaid, and shall be signed by the secretary of said board, and shall be filed and remain in the office of the secretary of the commonwealth; and that so much of the first section of the act of April eighth, one thousand eight hundred and fifty-one, as requires the report of plans of county prisons to be made to and approved by the secretary of the commonwealth, be and the same is hereby repealed. Plans of prisons and almshouses to be inspected and approved by board.
Copy of plans to be filed in office of secretary of commonwealth

SECTION 5. That the thirteenth section of the act to which this is a supplement, be and the same is hereby repealed; and in lieu of the corresponding secretary thereby authorized to be appointed, the said board of public charities may engage and employ such clerical assistance as they may require, the expense thereof not to exceed fifteen hundred dollars per annum. Board may employ clerical assistance.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 35.

An Act

Relating to execution attachments.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases where execution attachments have been, or which shall hereafter be issued out of any court of common pleas or district court of this commonwealth, attaching debts, moneys, stocks or other property in the hands of any persons or corporation as garnishees, and when, from any cause, pro-

Defendant may file bond when proceedings on judgment have been stayed.

Condition of
bond.

On filing of
bond, garnishee
to be discharged

Repeal.

ceedings have been stayed on the judgment on which such execution attachments have been issued, it shall be lawful for the defendant or defendants in the judgments on which said attachments shall have been issued, to file a bond with one or more sureties, to be approved of by the court issuing said attachment, in such amount as the court shall direct, conditioned that the defendant shall pay to the plaintiff, on the determination of the case, whatever amount shall finally be adjudged to be due by the garnishees under the said attachments, if such amount shall be required to pay the judgment and costs; and on filing such bond, approved as aforesaid, the said garnishee or garnishees shall thereupon be discharged from all further liability under said attachment; but the cause may be prosecuted to final judgment, for the purpose of ascertaining the amount due by the garnishee; but the defendant, and his sureties in the bond, shall alone be liable to pay such judgments and costs.

SECTION 2. All laws or parts of laws inconsistent herewith are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 36.

An Act

Relating to foreign executors, administrators, guardians and representatives of decedents and wards.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for any executor, administrator or other person representing the estate of any decedent, or for any guardian or other legal representative of the estate of a minor, acting under letters testamentary or of administration, or other authority, granted by or under the laws of any other state or territory of the United States, or of any kingdom, state, sovereignty or country, to transfer any or all shares of stock and registered loan, or either, of any incorporated company of this commonwealth standing in the name of any decedent minor, or *cestui que trust*, and to receive the dividends and interest, or either thereof, whenever a duly

authenticated copy of the will, or other grant of authority under which such transfer or receipt is proposed to be made, shall have been filed in the office of the register of wills for the county in which such incorporated company has its transfer office or principal place of business; and all transfers of stock or loans, or receipts for dividends or interest, heretofore made by foreign executor, administrator, guardian, and others acting as aforesaid, are hereby validated.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 37.

A Supplement

To an act concerning deeds made by the commissioners of a county, under the act of twenty-ninth of March, Anno Domini one thousand eight hundred and twenty-four, and concerning the proving and recording of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any deed or deeds which have been heretofore, or shall hereafter be executed by the commissioners of any county, in pursuance of the act of twenty-ninth of March, one thousand eight hundred and twenty-four, but which shall not have been acknowledged before a justice of the peace before delivery, shall upon proof of the execution thereof by the subscribing witness or witnesses thereto, as in case of ordinary deeds, be held to be as good and valid, for the purposes of record, as though such deed had been regularly acknowledged before delivery.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 38.

An Act

To increase the length of school term.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the word "five" shall be inserted in the place of the word "four," in section twenty-eight, act of May one thousand eight hundred and fifty-four; and school directors shall hereafter keep the schools of their respective districts in operation five months in the year: *Provided,* That the length of term may remain as at present, in districts where the maximum amount of tax, allowed by law to be levied for school purposes, shall be found insufficient to keep the schools open a greater length of time.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 39.

An Act

For the appointment of a receiver in cases where corporations have been dissolved by judgment of ouster, upon proceedings of *quo warranto*.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any corporation, incorporated under the laws of this commonwealth, shall have been dissolved by judgment of ouster, upon proceedings of *quo warranto* in any court of competent jurisdiction, all the estate, both real and personal, of which such corporation are in any way seized or possessed, shall pass to and vest in the person who at the time of such dissolution are the officers of such corporation, in trust to hold the same for the benefit of the stockholders and creditors of the corporation.

Upon dissolution of corporation, property to vest in officers thereof, in trust.

SECTION 2. The supreme court, or any judge thereof setting at *nisi prius*, shall, upon the petition of any stockholder or creditor of such corporation, appoint a receiver who shall have all the powers of a receiver appointed by a court of chancery, to take possession of all the estate, both real and personal thereof, and make distribution of the assets among the persons entitled to receive the same according to law: *Provided*, That written notice, as may be directed by the court, shall be given to the persons, or a majority of them, who were at the time of the dissolution officers of the corporation, of the intention, time and place of presenting such petition: *And provided further*, That it shall be the duty of such receiver to give notice of his appointment, time and place of meeting, to all the stockholders of such corporation, and to advertise the same as the court may direct.

Upon petition of stockholder or creditor, supreme court to appoint receiver

Powers of receiver.

Notice of presentation of petition.

Notice of appointment of receiver, &c.

SECTION 3. That the provisions of this act shall also apply to any corporation that has been heretofore dissolved by judgment of ouster upon proceedings of *quo warranto*, in any court of competent jurisdiction, the affairs of which have not been settled and adjusted.

To apply to companies heretofore dissolved, whose affairs are not settled.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 40.

An Act

For the better protection of the wages of mechanics, miners, laborers and others.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That all moneys that may be due, or hereafter become due, for labor and services rendered by any miner, mechanic, laborer or clerk, from any person or persons, or chartered company, employing clerks, miners, mechanics or laborers, either as owners, lessees, contractors or under owners of any works, mines, manufactory or other business where clerks, miners or mechanics are employed, whether at so much per diem or otherwise, for any period not exceeding six months immediately preceding the sale and transfer of such works, mines, manufactories or business, or other property connected therewith

Wages for six months preceding sale, &c., a lien.

- To be first paid out of proceeds of sales.
Claims not to exceed \$20.
Not to impair existing contracts or vested liens.
Claims to be filed in prothonotary's office within certain time.
- Claimants to give notice of claims to officers executing writs, before sale.
- Officers to pay claims out of proceeds of sales.
- Preference in cases of death, insolvency or assignment.
- Other liens not to postpone preference given to wages.
- Prior liens not to be impaired.
- Parties appealing from judgments of justices to make oath.
- Bail.
- in carrying on said business, by execution or otherwise, preceding the death or insolvency of such employer or employers, shall be a lien upon said mine, manufactory, business or other property in and about, or used in carrying on the said business, or in connection therewith, to the extent of the interest of said owners or contractors, as the case may be, in said property, and shall be preferred and first paid out of the proceeds of the sale of such mine, manufactory, business or other property as aforesaid: *Provided*, That the claim of such miner, mechanic, laborer and clerk thus preferred, shall not exceed two hundred dollars: *And provided further*, That this act shall not be so construed as to impair contracts existing or liens of record vested prior to its passage: *And provided further*, That no such claim shall be a lien upon any real estate, unless the same be filed in the prothonotary's office of the county in which such real estate is situated, within three months after the same becomes due and owing, in the same manner as mechanics' liens are now filed.
- SECTION 2. In all cases of executions, landlord's warrants, attachments and writs of a similar nature hereafter to be issued against any person or persons, or chartered company, engaged as before mentioned, it shall be lawful for such miners, laborers, mechanics or clerks, to give notice in writing of their claim or claims, and the amount thereof, to the officers executing either of such writs, at any time before the actual sale of the property levied on; and such officers shall pay to such miners, laborers, mechanics and clerks, out of the proceeds of sale, the amount each is justly and legally entitled to receive, not exceeding two hundred dollars.
- SECTION 3. In all cases of the death, insolvency or assignment of any person or persons or chartered company, engaged in operations as hereinbefore mentioned, or of executions issued against them, the lien of preference mentioned in the first section of this act, with the like limitations and powers, shall extend to every property of said persons or chartered company.
- SECTION 4. That no mortgage, or other instrument by which a lien is hereafter credited, shall operate to impair or postpone the lien and preference given and secured to the wages and moneys mentioned in the first section of this act: *Provided*, That no lien of mortgage or judgment entered before such labor is performed, shall be affected or impaired thereby.
- SECTION 5. That in all cases of appeal from the judgment of justice of the peace for wages or moneys mentioned in the first section of this act, the party appellant, his agent or attorney, shall make oath or affirmations, that it is not for the purpose of delay that such appeal is entered, but because he firmly believes injustice has been done; the bail required in cases of appeal from the judgments of justices of the peace, and from the awards of arbitrators for the wages and moneys mentioned in the first section of this act, shall be bail absolute in double the amount of said judgments and awards, and the probable amount of costs accrued and likely to accrue in such cases, with one or more sufficient sureties, conditioned for the payment of the amount of the debt, interest and cost

that shall be legally recovered in such case against the appellant.

SECTION 6. That all laws or parts of laws inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 41.

An Act

To permit the voters of this commonwealth to vote every three years, on the question of granting licenses to sell intoxicating liquors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That on the third Friday in March, one thousand eight hundred and seventy-three, in every city and county in this commonwealth, and at the annual municipal elections every third year thereafter, in every such city and county, it shall be the duty of the inspectors and judges of elections in the cities and counties, to receive tickets, either written or printed, from the legal voters of said cities and counties, labelled on the outside,

"license," and on the inside, "for license," or "against license," and to deposit said tickets in a box provided for that purpose by said inspectors and judges, as is required by law in the case of other tickets received at said election; and the tickets so received shall be counted, and a return of the same made to the clerk of the court of quarter sessions of the peace of the proper county, duly certified as is required by law;

which certificate shall be laid before the judges of the said court, at the first meeting of said court after said election shall be held, and shall be filed with the other records of said court; and it shall be the duty of the mayors of cities, and sheriffs of counties, or of any other officer, whose duty it may be to perform such service, to give due public notice of such special election above provided for, three weeks previous to the time of holding the same, and also three weeks before such election every third year thereafter: *Provided*, That this act shall not be construed to repeal or affect any special law prohibiting the sale of intoxicating liquors, or prohibiting the granting of licenses: *Provided*, That when the municipal and township

Question of granting liquor licenses to be submitted to vote of electors.

Tickets, how to be labelled.

To be counted, and return made to clerk of quarter sessions

Certificate to be laid before court and filed.

Notice of election.

Not to affect special laws.

Cases where elections do not occur on day fixed in first section.

When licenses to cease in districts voting against granting same.

County treasurer to refund moneys.

How officers to be governed in receiving, &c., of votes.

If majority of votes be against licenses, none to be granted.

Not to prevent issuing of licenses to druggists.

When citizens of Lebanon borough to vote on question.

elections in any county or city do not occur on the third Friday in March, the election provided for in this section shall be held on the day fixed for the municipal elections in said county: *And provided further*, That all licenses granted after the first day of January, one thousand eight hundred and seventy-three, shall cease, determine and become void on the first day of April, one thousand eight hundred and seventy-three, if the district for which they shall be granted determines against the granting of license; and the treasurer of the proper county shall then refund, to the holder of such license, the moneys so paid therefor, for which the said treasurers shall be entitled to credit in his accounts with the commonwealth.

SECTION 2. That in receiving and counting, and in making returns of the votes cast, the inspectors and judges, and clerks of said election, shall be governed by the laws of this commonwealth regulating general elections; and all the penalties of said election laws are hereby extended to, and shall apply to the voters, inspectors, judges and clerks, voting at and in attendance upon the elections held under the provisions of this act.

SECTION 3. Whenever, by the returns of elections in any city or county aforesaid, it shall appear that there is a majority against license, it shall not be lawful for any court or board of license commissioners to issue any license for the sale of spirituous, vinous, malt or other intoxicating liquors, or any admixture thereof, in said city or county, at any time thereafter, until at an election as above provided, a majority shall vote in favor of license: *Provided*, That nothing contained in the provisions of this act shall prevent the issuing of licenses to druggists, for the sale of liquors for medicinal and manufacturing purposes: *Provided*, The citizens of the borough of Lebanon shall vote upon the question on the third Friday of March, one thousand eight hundred and seventy-three, on the same day and time when the townships of the county of Lebanon hold their spring elections.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 42.

An Act

Amending the proviso in section five of an act to prevent frauds upon travelers, approved the sixth day of May, Anno Domini one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proviso in section five of an act to prevent frauds upon travelers, approved the sixth day of May, Anno Domini one thousand eight hundred and sixty-three, be and the same is hereby amended, so that the same shall read as follows: *Provided,* That this act shall not prohibit any person who has purchased a ticket from any agent authorized by this act, with the *bona fide* intention of traveling upon the same the whole distance between the points named in the said ticket, from selling the unused part of the same to the company that sold the same; and it shall be the duty of the said company to pay for such unused portion of ticket the difference between the actual fare to point used, and the amount paid for such ticket.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 43.

A Further Supplement

To an act directing the entry of liens for the principal and interest due the commonwealth for lands held by virtue of location or other office title, approved the twentieth day of May, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for carrying into full effect the provisions of the act to

- Lists of warrantee names of unpatented tracts to be forwarded county surveyors, which this is supplementary, it shall be the duty of the surveyor general to make out and forward to the several county surveyors respectively, from time to time, as the board of property may determine, special lists of warrantee names of unpatented tracts, or remaining parts of unpatented tracts, of lands within the several counties, as the same may appear upon the land lien dockets, with such other data relating thereto as he may deem necessary.
- County surveyors to endeavor to ascertain names of owners, &c. SECTION 2. That it shall be the duty of the county surveyor of each county, to whom the surveyor general may send special lists of warrantee names of unpatented tracts or parts of tracts of land, and other data relating thereto, situate in the county for which such surveyor shall have been elected or appointed, to endeavor to ascertain the names and residences of the owners, agents or occupiers, and location of said tracts or parts of tracts, or any of them, and to give personal notice in writing to said owners, agents or occupiers, that said tracts or parts of tracts are unpatented, and that unless the arrearages shall have been paid within six months from the time of sending or serving said notice, the board of property may direct proceedings to be commenced by the attorney general to enforce payment under the provisions of the act to which this is a further supplement: *Provided*, That when unpatented lands as aforesaid are unoccupied, and the owners are non-residents of the county, and have no known agent or agents within the county, the said notice may be given by sending it by mail, addressed to the owners or agents, and directed to the post office nearest their place of residence or usual place of business: *And provided further*, That when lands as aforesaid are unseated, and have been sold for taxes, and the time limited for their redemption has not expired, it shall be the duty of the county surveyor to give notice, in the manner hereinbefore provided, to the purchasers or their agents, and also to the parties, or their agents, who last paid the taxes thereon previous to the sale.
- Notice to be given. SECTION 3. That it shall be the duty of the county surveyor to whom such special list shall have been sent as aforesaid, to make a written report in duplicate, within three months, to the surveyor general, filing a copy of the same in the prothonotary's office of each county, setting forth the names of warrantees, dates of warrants, location of tracts, and the names and residence of the owners, agents or occupiers of the unpatented tracts or parts of tracts, upon whom he has served the notices as aforesaid, together with the manner of service; and for serving such notices on all the owners, agents or occupiers of an original unpatented tract, or remaining part of an original unpatented tract, he shall be entitled to a fee of five dollars, to be paid out of the state treasury, on warrants drawn by the auditor general, upon the certificate of the surveyor general.
- To make duplicate reports to surveyor general. Copy to be filed in prothonotary's office. What to set forth. Fee. SECTION 4. That it shall be the duty of the county surveyor, upon the reasonable request of any owner, or his agent, of part of an original tract which has not been patented, to make and return a return of survey of such part to the surveyor general, and for which service his fees shall be the same
- To make and return returns of survey of parts of unpatented tracts, upon request. Fees.

as for executing a warrant of survey, as now provided by law for the same quantity of acres.

SECTION 5. That when any suits shall be entered by the attorney general, under the act to which this is a further supplement, it shall be by *scire facias sur liens*, which shall be directed for service to the sheriff of the county in which the lands is situate; and if he finds it necessary to insure a service of writs, vice of said writ, he may call to his aid the county surveyor, who shall act as his deputy, for the purpose of serving such writ; and all such writs shall be made returnable to the court of common pleas of the county wherein such lands are situate, where all such suits shall be tried.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 44.

An Act

To provide for calling a convention to amend the constitution.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That at the general election to be held on the second Tuesday of October next, there shall be elected by the qualified electors of this commonwealth, delegates to a convention to revise and amend the constitution of this state; the said convention shall consist of one hundred and thirty-three members, to be elected in the manner following: Twenty-eight members thereof shall be elected in the state at large, as follows: Each voter of the state shall vote for not more than fourteen candidates, and the twenty-eight highest in vote shall be declared elected; ninety-nine delegates shall be apportioned to and elected from the different senatorial districts of the state, three delegates to be elected for each senator therefrom; and in choosing all district delegates, each voter shall be entitled to vote for not more than two of the members to be chosen from his district, and the three candidates highest in vote shall be declared elected, except in the county of Allegheny, forming the Twenty-third senatorial district, where no voter shall vote for more than six candidates, and the nine highest in vote shall be elected, and in the counties of Luzerne, Monroe and Pike, forming the

Delegates to be elected.

Number.
How to be chosen, and how apportioned.

Thirteenth senatorial district, where no voter shall vote for more than four candidates, and the six highest in vote shall be elected; and six additional delegates shall be chosen from the city of Philadelphia, by a vote at large in said city, and in their election no voter shall vote for more than three candidates, and the six highest in vote shall be declared elected.

REGULATIONS FOR ELECTION.
SECTION 2. The following regulations shall apply to the aforesaid election to be held on the second Tuesday of October next, and to returns of the same:

BY WHOM TO BE HELD, &c.
First. The said election shall be held and conducted by the proper election officers of the several election districts of the commonwealth, and shall be governed and regulated in all respects by the general election laws of the commonwealth, so far as the same shall be applicable thereto, and not inconsistent with the provisions of this act.

TICKETS FOR MEMBERS AT LARGE.
Second. The tickets to be voted for members at large of the convention shall have on the outside the words, "delegates at large," and on the inside the names of the candidates to be voted for, not exceeding fourteen in number.

TICKETS FOR DISTRICT MEMBERS.
Third. The tickets to be voted for district members of the convention shall have on the outside the words, "district delegates," and on the inside the name or names of the candidates voted for, not exceeding the proper number limited as aforesaid; but any ticket which shall contain a greater number of names than the number for which the voter shall be entitled to vote, shall be rejected; and in the case of the delegates to be chosen at large in Philadelphia, the words, "city delegates," shall be on the outside of the ticket.

CERTAIN TICKETS TO BE REJECTED.

TICKETS FOR DELEGATES AT LARGE IN PHILADELPHIA.

RETURNS.

Fourth. In the city of Philadelphia the return judges shall meet at the state house, at ten o'clock on the Thursday next following the election, and make out the returns for said city, of the votes cast therein for delegates at large and city and district delegates, to be members of the convention; the return judges of the several election districts within each county of the state, excluding Philadelphia, shall meet on the Friday next following the election, at the usual place for the meeting of the return judges of their county, and shall make out full and accurate returns for the county, of the votes cast therein for members of the convention and for district members of the same; and the proceedings of the return judges of the said city of Philadelphia, and of the several counties of the commonwealth, in the making of their returns, shall be the same as those prescribed for return judges in the case of an election for governor, except that returns transmitted to the secretary of the commonwealth, shall be addressed to that officer alone and not to the speaker of the senate.

DUTIES OF PROTHONOTARIES.

Fifth. The prothonotary of Philadelphia, and the prothonotaries of the several counties, shall, with reference to such returns, promptly and faithfully perform all the duties enjoined upon them by the eighty-fourth and eighty-fifth sections of the general election act of July second, one thousand eight hundred and thirty-nine.

SECRETARY OF THE COMMONWEALTH TO OPEN AND COUNT RETURNS.

Sixth. The secretary of the commonwealth shall as soon as the returns of said election shall be received by him, and at all events within fifteen days after the election, in the pre-

sence of the governor and auditor general, open and compute all the returns received of votes given for members of the convention, and the governor shall forthwith issue his proclamation, declaring the names of the persons who have been chosen members of the convention.

Governor to proclaim names of persons chosen.

SECTION 3. It shall be the duty of the delegates, elected as aforesaid, to assemble in convention in the hall of the house of representatives, at the state capitol, in Harrisburg, on the second Tuesday of November, one thousand eight hundred and seventy-two, at twelve o'clock M., that day, with general powers of adjournment as to time and place; and it shall be the duty of the secretary of the commonwealth to call the convention to order at that time of its assembling, and to submit all the returns of election in his possession, and to read the aforesaid proclamation of the governor; and thereupon said convention shall proceed to organize by electing one of their number as president, and after the members are sworn in, such other officers as may be needed in the transaction of business.

Where and when delegates to assemble in convention.

Secretary of the commonwealth to call convention to order, submit returns and read proclamation.

Organization.

SECTION 4. Said convention, so elected, assembled and organized, shall have power to propose to the citizens of this commonwealth, for their approval or rejection, a new constitution or amendments to the present one, or specific amendments to be voted for separately, which shall be engrossed and signed by the president and chief clerk, and delivered to the secretary of the commonwealth, by whom and under whose direction, it or they shall be entered on record in his office, and published once a week in at least two newspapers in each county, where two papers are published, for four weeks next preceding the day of election that shall be held for the adoption or rejection of the constitution or amendments so submitted: *Provided*, That one-third of all the members of the convention shall have the right to require the separate and distinct submission, to a popular vote, of any change and amendment proposed by the convention: *And provided further*, That nothing herein contained shall authorize the said convention to change the language, or to alter in any manner the several provisions of the ninth article of the present constitution, commonly known as the declaration of rights, but the same shall be excepted from the powers given to said convention, and shall be and remain inviolate forever: *And provided further*, That the said convention shall not create, establish or submit any proposition for the establishment of a court or courts with exclusive equity jurisdiction.

Powers of convention.

Amendments proposed to be engrossed, signed and delivered to secretary of commonwealth.

To be recorded and published.

One-third of members may require amendments to be voted on separately.

Declaration of rights excepted from powers given convention.

Not to create courts with exclusive equity jurisdiction.

SECTION 5. The convention shall submit the amendments agreed to by it, to the qualified voters of the state for their adoption or rejection, at such time or times, and in such manner as the convention shall prescribe, subject, however, to the limitation as to the separate submission of amendments contained in this act; and all amendments accepted by a majority vote of the electors voting thereon, shall become a part of the constitution.

To submit amendments agreed on to vote of electors.

SECTION 6. The election to decide for or against the adoption of the new constitution or specific amendments, shall be conducted as the general elections of this commonwealth are

How election on adoption of amendments to be conducted.

- now by law conducted; and it shall be the duty of the return judges of the respective counties, first having ascertained the number of votes given for or against the new constitution or separate specific amendments, if any, to make out duplicate returns thereof, expressed in words at length, one of which returns so made shall be filed in the office of the prothonotary of the proper county, and the other sealed and directed to the secretary of the commonwealth; which said returns shall be opened, counted and published, as the returns for governor are now by law counted and published; and when the number of votes given for or against the new or revised constitution, or for or against separate specific amendments, if any, shall have been summed up and ascertained, and the duplicate certificates thereof delivered to the proper officers, the governor shall declare, by proclamation, the result of the election; and if a majority of the votes polled shall be for the new or revised constitution, or for any separate specific amendments, such new or revised constitution and separate specific amendments shall be thenceforth the constitution of this commonwealth.
- SECTION 7.** The entire compensation and allowance to each member of the convention shall be as follows: For salary, one thousand dollars; for mileage, ten cents per mile circular, not to be allowed at more than two sessions; for postage, stationery and contingencies, fifty dollars; the clerks and other officers to be allowed such compensation as the convention shall direct. Warrants for compensation of members and officers, and for all proper expenses of the convention, shall be drawn by the president, and countersigned by the chief clerk, upon the state treasurer for payment.
- SECTION 8.** That in case of vacancies in the membership of said convention, the same shall be filled as follows: If such vacancy shall be of a member at large of the convention, those members at large who shall have been voted for by the same voters, or by a majority of the same voters who shall have voted for and elected the member whose place is to be filled, shall fill such vacancy; if such vacancy shall be of a district or city member of the convention, those members at large of the convention who shall have been voted for by the same, or by a majority of the same voters who shall have voted for such district or city member, shall fill such vacancy; in either case, the appointment to fill a vacancy shall be made by the members at large aforesaid, or by a majority of them, in writing; and all such written appointments shall be filed among the convention records.
- SECTION 9.** That the secretary of the commonwealth shall prepare a form of notice of the election to be held for the purpose of choosing members of the aforesaid convention, including such portions of this act as shall be necessary and proper for the information of voters and election officers at the said election, as to their respective rights and duties in relation thereto; which said form, so prepared, shall be transmitted by him to the sheriffs of the several counties, to be observed by them in making proclamation of the holding of said election in their respective jurisdictions.

Returns.

Governor to declare, by proclamation, result of election.

Compensation and allowance to members and officers.

How vacancies to be filled.

Secretary of commonwealth to prepare form of notice of election for delegates.

To transmit same to sheriffs.

SECTION 10. That the secretary of the commonwealth be authorized to obtain for said convention, prior to the meeting of the same, such publications relating to constitutional amendments and reform, and cause to be prepared such statistical information as may be convenient and useful to the convention in the performance of its duties; and the proper expense so incurred, not exceeding six hundred dollars, shall be paid at the treasury, upon settlement made in the office of the auditor general.

Authorized to obtain publications and prepare statistical information for convention.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 45.

An Act

Prescribing the time and manner of submitting to the people, for their approval and ratification or rejection, a proposed amendment to the constitution.

WHEREAS, A joint resolution, proposing a certain amendment to the constitution of this commonwealth, has been agreed to by a majority of the members elected to each house of the legislature, at two successive sessions of the same, the first session commencing on the first Tuesday of January, in the year of our Lord one thousand eight hundred and seventy-one, and the second session commencing on the first Tuesday of January, in the year of our Lord one thousand eight hundred and seventy-two:

Preamble.

And whereas, It is provided in the tenth article of the constitution that any amendment, so agreed upon, shall be submitted to the people in such manner, and at such times, at least three months after being so agreed to by the two houses, as the legislature shall prescribe, such subscription to be in such manner and form that the people may vote for or against such amendment; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of ascertaining the sense of the people of this commonwealth in regard to the adoption or rejection of said amendment, the governor of the commonwealth shall issue a writ of election, directed to each and every sheriff of

Governor to issue writs of election to sheriffs.

	this commonwealth, commanding them to give notice in the usual manner, in not less than two newspapers in each city and county, if so many are published therein, and by at least two printed handbills in each election district in every city and county wherein no newspaper is published, that an election will be held in each of the townships, boroughs, wards, precincts and districts therein, on the second Tuesday of October, in the year of our Lord one thousand eight hundred and seventy-two, for the purpose of deciding upon the approval and ratification or rejection of the said amendment; which
Time and places of holding election.	said election shall be opened, held and closed, upon the day last aforesaid, at the places and within the hours at and within which the general elections of this commonwealth are directed to be opened, held and closed; and it shall be the duty
Duty of election officers.	of the judges, inspectors and clerks of each of said townships, boroughs, wards, precincts and districts, to receive at the said election tickets, either written or printed, or partly written and partly printed, from each of the qualified voters of this state, who may offer the same, and to deposit them in a box or boxes to be, for the purpose, provided by the proper
How tickets to be labelled.	officers; which tickets shall be labelled on the outside "amendment to the constitution," and on the inside "for the amendment" or "against the amendment."
How election to be conducted.	SECTION 2. That the election on the said proposed amendment shall, in all respects, be conducted as the general elections of this commonwealth are now conducted; and it shall be the duty of the return judges of the respective counties and district thereof, first having carefully ascertained the
Returns.	number of votes given for or against such amendment, to make out duplicate returns thereof, expressed in words at length, and not in figures only; one of which returns, so made, shall be lodged in the prothonotary's office of the court of common pleas of the proper county, and the other sealed and directed to the secretary of the commonwealth, and by one of said judges deposited forthwith in the most convenient post office, upon which postage shall be paid at the expense of the proper county.
Secretary of the commonwealth to deliver returns to speaker of Senate or House.	SECTION 3. That it shall be the duty of the secretary of the commonwealth on the second Tuesday of January, in the year of our Lord one thousand eight hundred and seventy-three, at twelve o'clock M., on that day, to deliver to the speaker of the senate, or the speaker of the house of representatives, the returns of the said election from the several counties of the commonwealth; and the same shall, on the
Opening and publication of returns.	same day and hour, be opened and published in the presence of the members of the senate and house of representatives, and the votes given for or against said amendment shall be carefully summed up and ascertained, and duplicate certificates of the result shall be signed by the speakers of the two houses; one of said certificates shall be delivered to the secretary of the commonwealth, who shall cause the same to be recorded and filed in his office, and the other of said certificates
Certificates.	shall be delivered to the governor, who shall forthwith issue his proclamation, declaring whether the said amendment has been approved and ratified by a majority of the qualified
Result to be proclaimed by governor.	

voters of the state voting therefor: *Provided*, That if, for Proviso
any cause, a quorum of either house of the legislature shall
not be present at the day and hour above mentioned, the said
votes shall be opened in the presence of such members of said
houses as shall be present; and in case of the absence of the
speaker of either of said houses, the certificates shall be signed
by the speaker present, or in the case of the absence of both
speakers, by the chief clerks of both houses, or either of
them, in the case of the absence of one of said clerks.

SECTION 4. That the several duties required to be performed Duties of sher-
iffs, commis-
sioners, &c.
by the sheriffs, commissioners, constables, judges, inspectors,
and all other officers whatever in and about the general elec-
tions of this commonwealth, shall be performed by such offi-
cers in and about the election herein provided for; and all
persons, whether officers or others, shall be liable to the same
punishment for the neglect of any duty, or the commission of
any offence at, in or about the said election, as they would
for the neglect of like duty, or the commission of the like
offence, at, in or about the general elections of this common-
wealth.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one
thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 46.

An Act

To provide for the establishment of a bureau of statistics on the su
of labor, and for other purposes.

SECTION 1. *Be it enacted by the Senate and House of Represen-
tatives of the Commonwealth of Pennsylvania in General Assem-
bly met, and it is hereby enacted by the authority of the same,*
That the governor be and is hereby authorized to appoint, on
or before the first Monday in May next, and biennially there-
after, some suitable person to act as chief of a bureau, to be
entitled a bureau of labor statistics and of agriculture, whose
office shall be in the capitol building, at Harrisburg, and whose
title shall be commissioner of labor statistics and agriculture,
and who shall be confirmed by the senate.

Appointment
of chief of bu-
reau of labor
statistics and
agriculture au-
thorized.

Title.
To be con-
firmed.

SECTION 2. The duties of such officer shall be to collect, His duties.
compile and systemize statistics, with reference to the subject
of labor in its relations to the social, educational, industrial

and general condition, wages and treatment of all classes of our working people, and how the same affect the permanent prosperity and productive industry of the commonwealth.

Duty of bureau.

SECTION 3. It shall also be the duty of such bureau to collect, collate and classify statistics, relating to the mineral, manufacturing, agricultural and commercial productions of this commonwealth.

Chief to report to legislature.

SECTION 4. The chief of said bureau shall report annually to the legislature, in convenient form, the result of his investigations, and shall receive for his services an annual compensation of two thousand dollars.

Compensation.

May appoint clerk.

SECTION 5. That the chief of said bureau shall have power to appoint one clerk, whenever he shall deem such appointment necessary, at an annual salary of fourteen hundred dollars per annum, to be paid out of any moneys in the treasury, not otherwise appropriated.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 47.

An Act

To regulate the execution and transfer of notes given for patent rights.

Note given for patent right to have certain words on face thereof.

Defences on note.

Penalty for selling note not having required words on face thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any promissory note or other negotiable instrument shall be given, the consideration for which shall consist in whole or in part of the right to make, use or vend any patent invention or inventions, claimed to be patented, the words, "given for a patent right," shall be prominently and legibly written or printed on the face of such note or instrument, above the signature thereto; and such note or instrument, in the hands of any purchaser or holder, shall be subject to the same defences as in the hands of the original owner or holder.

SECTION 2. If any person shall take, sell or transfer any promissory note or other negotiable instrument, not having the words, "given for a patent right," written or printed legibly and prominently on the face of such note or instrument, above the signature thereto, knowing the consideration of such note or instrument, to consist in whole or in part of the right

to make, use or vend any patent invention or inventions claimed to be patented, every such person or persons shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in any sum not exceeding five hundred dollars, or imprisoned in the county jail not exceeding sixty days, or both, in the discretion of the court.

SECTION 3. All acts or parts of acts inconsistent herewith Repeal. are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 48.

An Act

Relating to the stock and bonds of railroad and canal companies, merged or proposing to merge, and held by executors, guardians or trustees.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for any executor, guardian or trustee holding the stock and bonds, or either, of any railroad or canal company which may be authorized to merge and consolidate with, or which has become merged and consolidated with any other railroad or canal company, to agree for and in respect to the said stock and bonds, or either, so held by them, to the terms and conditions of such proposed or actual merger, and to accept in lieu or exchange for said stock and bond, or either, (but to be held in like trusts,) the stock and bonds, or either, of the company so merging or formed by such merger and consolidation.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 49.

An Act

Relating to unclaimed deposits in savings banks, and transfer of stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Surplus or contingent fund of certain savings institutions limited.

That hereafter no incorporated saving fund institution or bank, not having any capital stock, and doing business exclusively for the benefit of the depositors, shall accumulate or retain, out of net earnings or otherwise, a surplus or contingent fund which shall exceed fifteen per centum of its liabilities; and it shall be the duty of the managers or directors of such corporation, at the expiration of every year hereafter, to divide *pro rata* among the depositors, whose accounts shall remain open on the first day of December, in that year, the amount of such excess so ascertained in that year, if any.

Managers to divide excess among depositors.

Suits not to be brought against companies for deposits remaining unclaimed for thirty years.

SECTION 2. That where any depositor with any saving fund, savings institution or savings bank whatsoever, or his legal representatives, shall omit to make any demand for the amount deposited by him, or for any part thereof, for the space of thirty years after the last deposit or payment was made by or to him, or his said representatives, no action or suit shall thereafter be brought or maintained by him or them, for the amount of such deposit, against such corporation, but the same shall be paid over instead to the state treasurer for the use of the state: *Provided*, That no one now having any such right of action shall be so barred, until the expiration of one year from the passage of this act: *And provided*, That it shall be lawful for such depositor or his legal representatives, at any time after the amount of his deposit shall have been paid over into the treasury of commonwealth as aforesaid, to institute and prosecute an action of debt therefor, against the state treasurer for the time being, in the court of common pleas for Dauphin county; and on the recovery of judgment in such action, it shall be lawful for the court to issue thereon a writ, commanding such state treasurer, or his successor in office, to cause the amount thereof, with costs, but without interest, to be paid to the party entitled in the judgment, out of any unappropriated moneys in the hands of the state treasurer, or if there be no such money unappropriated, then out of the first moneys that shall be received by him, and to enforce obedience to such writ by attachment, as is provided by law, in respect to actions against counties and townships.

To be paid to state treasurer. *Proviso.*

Depositors may sue state treasurer for amounts of deposits.

Proceedings on recovery of judgment.

Returns of unclaimed deposits to be made to auditor general annually.

SECTION 3. It shall be the duty of the treasurer or cashier, of every incorporated saving fund institution or bank in this commonwealth, on or before the first day of November, in each year after the present, to make returns to the auditor general, of the amount of all such unclaimed deposits as referred to in the previous section of this act, with the names and residences

of the depositors, so far as known, and before the first day of January, then next ensuing, pay over the amounts so returned to the state treasurer, whose receipt therefor shall be a full and sufficient discharge to such saving fund institution or bank, from any further liability to any such depositor.

Amounts re-
turned to be
paid to state
treasurer.

SECTION 4. All savings banks having a capital stock, are hereby authorized and required to issue certificates of their said stock, to all the stockholders, properly signed by the president, secretary or treasurer of said savings bank, which certificates transferred by the party holding the same, or his duly authorized attorney, in the presence of the president, secretary or treasurer, shall be a valid and legal transfer of the said stock.

Savings banks,
with capital
stock, to issue
certificates to
stockholders.

Transfer of
stock.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 50.

An Act

Authorizing the electors of Byberry township, Twenty-third ward, city of Philadelphia, to elect one overseer of the poor to fill vacancy.

WHEREAS, The citizens of the late township of Byberry, in the Twenty-third ward, city of Philadelphia, failed to elect at the last general election but one overseer of the poor for said township, in consequence of a tie vote, and the courts have doubts of their power to fill the vacancy, and the public service requires two overseers of the poor; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at the special election to be held for senator on the thirtieth of January, Anno Domini one thousand eight hundred and seventy-two, the citizens of the late township of Byberry, in the Twenty-third ward, city of Philadelphia, shall elect one person to serve as overseer of the poor for said township until December thirty-first, Anno Domini one thousand eight hundred and seventy-two; notice of said election to be

given by the constable of said township, by at least six hand-bills put up in the township three days before the election.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighteenth day of January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 51.

A Supplement

To the act incorporating the Twenty-second Ward Bank of Germantown, Philadelphia, approved May seventeenth, A. D. eighteen hundred and seventy-one, increasing the number of directors of said bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the board of directors of the Twenty-second Ward Bank of Germantown, Philadelphia, from time to time, to increase the number of directors of said board to any number not exceeding thirteen.

Directors may increase their number.

SECTION 2. The additional directors hereby authorized may be appointed by the board of directors of said bank, and they shall serve until the next annual election.

Additional directors may be appointed by board.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 52.

An Act

To change the time for holding the township and borough elections in Bedford and Fulton counties, for one thousand eight hundred and seventy-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for holding the township and borough elections in the counties of Bedford and Fulton, be and the same is hereby fixed for the thirteenth day of February, for the year one thousand eight hundred and seventy-two, and not otherwise, and for no other year; and all laws and parts of laws inconsistent herewith, be and the same are hereby repealed: *Provided*, That notice during five days, in the manner now provided by law, shall be deemed and taken to be sufficient notice of said election.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-fourth day of January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 53.

An Act

Providing for appeals from assessments of unseated lands in certain counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That if any owner or owners of unseated lands within the counties of Wayne and Pike shall feel him, her or themselves aggrieved by the valuation thereof, or assessment of taxes thereon, such owner or owners, his, her or their attorney or agent, may appeal to the commissioners of the county in which such lands are situate; which commissioners shall have power, and it shall be their duty, to determine such complaint and appeal as to the said commissioners shall appear to be

right and just, in proportion to the valuation made on seated property or lands in the respective townships, and the difference in quality or value of the several tracts of unseated lands in said county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-fifth day of January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 54.

A Supplement

To an act, entitled "An Act to authorize the commissioners of the county of Potter to levy a special tax to build a jail," approved the twenty-second day of March, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the power and authority to levy a special tax for the purpose of re-paying money borrowed for the purpose of building a jail, vested in the commissioners of Potter county, by the act to which this is a supplement, be and the same is hereby extended for a further period of four years, from the twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two, with authority in said commissioners to increase the rate per cent. of said tax yearly, to ten mills on the dollar upon the adjusted valuation of property in said county, and to collect the same as other county taxes are now by law collected.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 55.

An Act

To authorize the collection of delinquent road taxes in certain townships within the county of Washington.

WHEREAS, By an act of the general assembly of this commonwealth, passed on the fourteenth day of March, one thousand eight hundred and sixty-five, entitled "An Act," &c., the system for making and repairing public roads within the townships of East Bethlehem and East Pike Run, in the county of Washington, was changed, and the contract for making and keeping in repair of said roads was authorized to be sold to the lowest bidder, &c., &c.:

And whereas, By subsequent acts, passed by the said assembly, the provisions of the said act, so changing the system for making and repairing of the public highways within the aforesaid townships, have been extended to other townships within the said county of Washington:

And whereas, By the tenor of the said act or acts, no provision is made for the enforcement of the payment of delinquent road taxes; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for the several boards of road supervisors, or road commissioners, in the several townships or boroughs of this commonwealth, wherein the aforesaid act of the fourteenth of March, one thousand eight hundred and sixty-five, or any similar act has been, or may be made applicable, to issue their warrant and collect all delinquent road taxes, in the same way and manner, in every particular of procedure, as is now authorized by the general school laws of this commonwealth, for the collection of delinquent school taxes within the several townships and boroughs of this commonwealth.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 56.

An Act

Supplementary to an act, entitled "An Act to incorporate the Wrightstown and Newtown Turnpike Road Company," approved April twelfth, one thousand eight hundred and sixty-seven.

Portion of act of
incorporation
repealed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the second section of an act, entitled "An Act to incorporate the Wrightstown and Newtown Turnpike Road Company," approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-seven, as required two-thirds of the members present to constitute a quorum at the annual meeting of the stockholders of said company, in November, be and the same is hereby repealed.

Election and
terms of office
of president,
secretary, &c.

SECTION 2. That hereafter, at the annual meeting of the stockholders of said company, in November, the president, secretary, treasurer and board of managers, shall be elected by the vote of a majority of the stockholders present, and shall hold their respective offices for one year from the day of their election, or until their successors shall have been duly elected.

Repeal.

SECTION 3. That so much of the act incorporating said company, and all other acts upon the subject inconsistent with the provisions of this act, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 57.

An Act

For the protection of sheep in the county of Susquehanna.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act it shall be the duty of the commissioners of the county of Susquehanna, and they are hereby required, to cause an accurate return to be taken by the assessors of the respective boroughs and townships, within said county, annually, of all dogs owned or possessed by any person or persons within their respective boroughs or townships, particularly noting the number owned or possessed by each person, or kept about any one house; and when said commissioners shall have so ascertained the number of dogs aforesaid, and after the holding of the courts of appeal in said county, they shall cause the said corrected assessment to be duly certified to the supervisors of the respective townships, and to the proper borough authorities in the respective boroughs of said county, annually, at or before the time of certifying or furnishing said township and borough authorities the last adjusted assessment, for the purpose of levying township and borough taxes, as now provided by law; and the said township and borough officers, respectively, shall levy and cause to be collected, by the collectors of the county taxes, annually, from any person or persons owning or possessing one dog, one dollar, and for every additional dog kept about the same house or premises, one dollar and fifty cents, in the same manner as the county rates and levies are collected; and said collectors shall pay the sums so collected to the proper township or borough treasurer, and five per centum of the same shall be allowed to said collectors as collection fees; and it shall be the duty of the borough and township treasurers to keep separate accounts of the money arising from the tax on dogs; and the said money shall be and is hereby appropriated as a fund for remunerating the inhabitants of said county for any loss they shall sustain, after the passage of this act, by sheep being destroyed or injured by dogs.

County commissioners to cause return of dogs to be taken

Assessment to be certified to township and borough authorities.

Tax to be levied and collected.

How appropriated.

SECTION 2. That every dog kept or staying about any house or premises shall be deemed sufficient evidence of ownership, to authorize the assessor to return the person inhabiting said house or premises, as the owner or possessor of such dog; and every dog not returned, shall be deemed to have no owner, and may be lawfully killed by any person seeing him running at large.

Evidence of ownership of dogs.

Dogs not returned may be killed.

SECTION 3. That when any inhabitant of any township or borough, of the county aforesaid, shall have any sheep destroyed or injured by a dog or dogs, he may make complaint by affidavit, filed to one of the justices of the peace of his or her township or borough, who shall thereupon appoint three disinterested persons appraisers, who are hereby authorized and required to view and ascertain the amount of damage sustained by the owner of such sheep so destroyed or injured, and who shall have full power and authority to examine, upon oath or affirmation, to be by them administered, any persons who may appear before them as witnesses relative to said damages, having first given notice of the time and place of said hearing, to one or more of the supervisors of said township, or to the proper borough authorities of any borough, as the case may be; and when the said appraisers shall have ascertained the legality of the claim and the damages so sustained, they shall

Persons suffering losses may make complaint to justices.

Appraisers to be appointed.

Their powers and duties.

certify the same in writing, to the supervisors of said township, or the proper borough authorities respectively, who shall draw warrant upon the treasurer of the township or borough, for the amount so found and certified, to be paid out of the fund arising from the aforesaid tax on dogs: *Provided*, Said appraisers shall not in any case make any certificate of damages as aforesaid, in any case in which in their opinion there shall be sufficient proof to charge the solvent owner or owners of said dogs with such damages, until after suit shall have been brought, tried and judgment therein rendered against the plaintiff.

SECTION 4. In all cases arising under this act, the said appraisers shall inquire whether the claimant of damages as aforesaid, owns, keeps or possesses any dog or dogs, and whether the same was duly returned and taxed, of which fact the aforesaid certificate of the county commissioners to the supervisors shall be the evidence; and if it shall appear that the owner or owners of any such dog or dogs, did not make a true return thereof to the proper assessor, such owner or owners shall not be entitled to receive any damages under this act; and in such case it shall not be lawful for said appraisers to make any certificate therefor; and if any person or persons, in said county, shall keep or permit to be kept, or to remain about his or her premises, any dog or dogs, not duly returned to the proper assessor, such person or persons shall forfeit, and be liable to pay, the sum of five (5) dollars, recoverable in the name of the commonwealth, before a justice of the peace, as debts of like amount are by law recoverable, one-half thereof to be paid to the informer, and the other half to be paid to the treasurer of the township or borough to be credited to aforesaid account of dog taxes.

SECTION 5. That any dog found or seen within an enclosure, where sheep are kept within said county, without his owner or other person having lawful charge of him, may be lawfully killed.

SECTION 6. The said appraisers shall receive one dollar each, and the justice of the peace fifty cents, for services in such case, in which they shall serve as aforesaid, arising under this act, to be paid from the said fund.

SECTION 7. Any funds now in the hands of the treasurer of said county, arising from taxes on dogs, shall be applied to the payment of claims for damages, now on file in the commissioners' office of said county, in the order in which said claims were filed on the proper warrant of the said commissioners; and any certificates of such damages thereafter remaining in the hands of the commissioners of said county and unpaid, shall be handed over to the supervisors, or proper borough authorities of the respective boroughs and townships in which the same originated, to take effect and be paid in the same order and manner as if the same had been duly found and filed under this act.

SECTION 8. If at any time the fund accrued from taxes on dogs, as hereinbefore provided, should exceed the amount deemed necessary to carry out the purposes of this act, the supervisors of townships, and the proper borough authorities,

Warrant to be drawn for damages sustained.

Appraisers not to make certificate in certain cases, until suit is brought, &c.

To inquire whether claimants keep dogs.

Right to compensation forfeited if dogs are not returned.

Penalty for keeping dogs not returned.

Dogs seen within sheep enclosures may be killed.

Compensation of appraisers and justices.

How funds in hands of county treasurer to be applied.

Unpaid certificates to be handed to township or borough authorities.

How surplus moneys to be disposed of.

shall order so much of said fund as they may deem proper to be paid over to the treasurer of the school funds of the respective district, borough or township wherein the same was collected, to be used for common school purposes, and accounted for in like manner, according to law.

SECTION 9. Dogs in said county are hereby declared to be personal property. Dogs declared personal property.

SECTION 10. The supervisors and borough authorities aforesaid shall have authority to make such exonerations to said collectors as they shall deem just and proper. Exonerations.

SECTION 11. The assessment or ascertainment of the number of dogs in said county, already made and returned to the office of the commissioners of said county, for the year one thousand eight hundred and seventy-two, under the first section of the act of April eighth, one thousand eight hundred and sixty-two, entitled "An Act for the protection of sheep in certain counties," shall be certified and returned by said commissioners to the township and borough officers respectively, according to the provisions of this act; and all such parts and portions of said acts, and its supplements, as are altered or supplied, are repealed, so far as the same relate to the county of Susquehanna. Assessment for present year to be certified to township and borough authorities. Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 58.

An Act

To legalize the issue of bonds by the city of Pittsburg, and exempt the same from taxation, except for state purposes.

WHEREAS, The councils of the city of Pittsburg did, on the 27th day of November, A. D. 1871, adopt an ordinance, entitled "An ordinance to provide for the issue and sale of bonds to redeem overdue loans of the city," and did therein authorize the city controller to prepare and issue bonds in the name of the city of Pittsburg, to an amount not to exceed the sum of one hundred and twenty-eight thousand dollars; which bonds were to bear date January 1st, 1872, payable in forty years from date, with interest at the rate of seven per centum per annum, payable semi-annually; said bonds being issued under authority of an act of assembly, entitled "An Preamble.

Act to limit the indebtedness and provide for the gradual extinguishment of the debt of the city of Pittsburg, and for the improvement of the streets, lanes and alleys of said city," approved April 6th, 1859:

And whereas, It has been doubted whether said act authorized the issue of bonds bearing interest at a greater rate than six per centum per annum; now,

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Bonds legalized. That the bonds issued, and to be issued by the city of Pittsburg, in pursuance of the ordinance of the councils of said city, passed on the twenty-seventh day of November, one thousand eight hundred and seventy-one, as aforesaid, shall be and the same are hereby ratified and confirmed, and declared to be legal and valid, as fully as if authority for the same had been previously given, and the contracts for interest therein provided shall be valid and binding upon said city.

SECTION 2. That said bonds shall constitute a part of the funded debt of said city, and shall be subject to the provisions of the thirteenth section of an act of assembly of the commonwealth of Pennsylvania, entitled "An Act to authorize the city of Pittsburg to issue bonds for the purpose of retiring matured and maturing indebtedness of said city, and to purchase and improve grounds for a public park," the twelfth day of April, A. D. one thousand eight hundred and sixty-nine: *Provided*, The bonds so issued shall be subject to taxation for state purposes only.

To be subject to certain provisions

Subject to state taxation only.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirty-first day of January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 59.

A Supplement

To an act to authorize the city of Titusville, Crawford county, to grade, pave and curb the streets of said city, construct sewers, elect an auditor, and for other purposes.

WHEREAS, The thirteenth section of the act approved the thirteenth day of May, Anno Domini one thousand eight hundred and seventy-one, to which this is a supplement, provided

for the election of an auditor for said city on the first Tuesday of May next:

And whereas, The said first Tuesday of May next, intended by said act, had transpired before the said act was approved:

And whereas, The city council of the said city of Titusville did, by ordinance, appoint the fifteenth day of August, one thousand eight hundred and seventy-one, as the day on which an election for said auditor should be held, and in pursuance of the said ordinance an election for city auditor was held; now, therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the election held in the city of Titusville, Crawford county, on the fifteenth day of August, one thousand eight hundred and seventy-one, for the election of an auditor, be and the same is hereby legalized, and all the acts of the auditor elected at said election, done in pursuance of the act to which this is a supplement, be and the same are hereby ratified and made valid, to all intents and purposes, and to have the same force and effect as it would have had if the fifteenth of August next had been mentioned in said act, instead of the first Tuesday of May next.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 60.

In Act

To incorporate the Fairmount Park Art Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That A. J. Drexel, James L. Claghorn, Edward H. Trotter, William J. Hortsmann, Henry C. Gibson, Samuel S. White, Henry K. Fox, Thomas Dolan, Archibald Campbell, Joseph Frailey Smith, John Bellangee Cox, H. Corbit Ogden, Frederick Meade Bissell, Walter Lippincott and Charles H. Howell, and their associates, subscribers to the association called the Fairmount Park Art Association, and all such persons as

Corporators.

may hereafter be admitted members of the same, shall be and they are hereby declared to be a body politic and corporate, by the name and style of Fairmount Park Art Association, to have perpetual succession, to sue and be sued, implead and be impleaded in all courts of record or elsewhere, to use a common seal, and break, alter and renew the same at pleasure, and to take, hold and enjoy lands, tenements and hereditaments: *Provided*, That the yearly income of the real estate held by them shall not exceed two thousand dollars.

Objects. SECTION 2. *And be it further enacted by the authority aforesaid*, That the objects of the said corporation shall be the accumulation of a fund by means of annual contributions of small fixed sums of money by the members thereof, and by legacies, donations, et cetera; which fund, or the interest thereon, shall be devoted to, and expended in, adorning Fairmount park, in the city of Philadelphia, with statues, busts and other works of art, either of a memorial nature or otherwise.

By-laws. SECTION 3. That the said corporation shall have power to make such by-laws as they may deem proper to enable them to carry out the objects of the association, and the same to alter, amend, add to or repeal at their pleasure: *Provided*, That such by-laws be not repugnant to, nor inconsistent with, the constitution and laws of this commonwealth, or of the United States of America.

Management. SECTION 4. That the said corporation shall be managed in such way, and by such number of officers, trustees and other persons as the by-laws may prescribe; and the powers and functions of such officers, trustees and other persons, the rights and duties of members, the manner of their admission into the association, and the causes which may justify their expulsion or suspension, and all other concerns of the said corporation, shall be fixed and regulated by its by-laws, which shall be made and adopted, and are hereby required so to be within one year after the date of this act; and the said by-laws shall be altered and amended only in the manner provided in the said by-laws as then adopted.

Present trustees to continue until successors are chosen. SECTION 5. The present board of trustees of the said association are hereby constituted the board of trustees of the corporation hereby created, and shall continue in office until their successors shall be duly elected and organized, in accordance with the provisions of the by-laws of this corporation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 61.

A Supplement

To an act, entitled "An Act authorizing the borough of Ormsby, in the county of Allegheny, to borrow money," approved March twelfth, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all bonds heretofore issued, or which may hereafter be issued by the borough of Ormsby, under the authority of the act of which this is a supplement, shall be exempt from all taxation of whatever kind, except for state purposes.

Bonds exempted from taxation.

SECTION 2. In addition to all existing powers of taxation, the said borough shall have authority to levy and assess, for the present year, and annually thereafter, a special tax of not exceeding ten mills on the dollar on all property, trades, occupations and professions in said borough, now by law made taxable for state, county or borough purposes; and all moneys raised under this section, shall be applied to the payment of the principal and interest of the bonds mentioned in the first section of this act, and any other bonds or mortgages of said borough.

Assessment of special tax authorized.

How moneys raised to be applied.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 62.

An Act

To consolidate the presbyteries of Susquehanna, Luzerne and Montrose, and to incorporate them under the name of the Presbytery of Lackawanna.

WHEREAS, The presbytery of Lackawanna is composed of, and absorbs the late presbyteries of Susquehanna, Luzerne and Montrose, and by the general assembly of the Presbyterian church of the United States of America, and by the synod of Philadelphia as well, has been duly defined and declared to

Preamble.

be the legal and ecclesiastical successor of said presbyteries of Susquehanna, Luzerne and Montrose; and these presbyteries had and possessed by, and under sundry acts and decrees of incorporation from the courts of Bradford, Luzerne and Susquehanna counties, and of the legislature of Penna. respectively, certain privileges, rights, supervision, the appointment and election of trustees, managers and directors, and the direction, visitation and control of sundry educational establishments, and of sundry church parsonage properties.

Presbytery of
Lackawanna
successor of
certain presby-
teries.

duties, privi-
leges, &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. and it is hereby enacted by the authority of the same,* That the said presbytery of Lackawanna is and shall be recognized as the legal successor of the late presbyteries of Susquehanna, Luzerne and Montrose; and the said presbytery of Lackawanna may do and perform the duties, fulfill the contracts, and have and use the privileges, rights, visitation, the appointment or election of trustees, directors or managers, and the direction and control which pertained by law to the said presbyteries of Susquehanna, Luzerne and Montrose, absorbed in it or to either of them, as fully and to the same effect as may have been provided in any charter of incorporation of any academy, institute or other institution of learning, or of churches, to be done or exercised by either of said presbyteries of Susquehanna, Luzerne or Montrose, to as full a degree as they or either of them were by law authorized to do.

Incorporation,

SECTION 2. Samuel F. Colt, Alfred Hand, William H. Jessup, Andrew T. M'Clintock and James Macfarlane, and their successors, as they shall be from time to time appointed by the presbytery of Lackawanna, are a body politic, and shall have and exercise all the powers of an incorporation for the purposes mentioned in section one, under the name of the Presbytery of Lackawanna.

Name.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 63.

An Act

Regulating the mileage of jurors, constables, witnesses and others attending the courts of Indiana county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter all persons attending the several courts of the county of Indiana as jurors, constables, witnesses and others, shall only be allowed mileage for the number of miles actually traveled over the ordinary public roads or highways; and no persons traveling by railroad shall be allowed, or entitled to claim from the said county, mileage for more than twenty-five miles.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 64.

An Act

To enable the Humboldt Fire Insurance Company of the city of Allegheny to increase its capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Humboldt Fire Insurance Company of Allegheny city duly incorporated under the provisions of an act of the general assembly, approved March twenty-sixth, one thousand eight hundred and sixty-seven, be and is hereby authorized to increase its capital stock to an amount not exceeding two hundred thousand dollars, whenever the majority of the stockholders shall vote for such increase. Authorized to increase capital stock.

SECTION 2. That when such increase shall have been ordered by the stockholders as aforesaid, all or so much thereof as shall have been subscribed, shall be paid into the treasury of Payment of increased stock.

Bonus.

said company, at such times and in such assessments as the board of directors of said company may direct: *Provided*, That said company shall pay into the state treasury the bonus of such increase of capital stock as required by law.

Repeal.

SECTION 3. That all acts or parts of acts inconsistent herewith, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 65.

A Supplement

To an act, entitled "An Act to divide the borough of Bellefonte into three wards," approved the twenty-third day of April, Anno Domini one thousand eight hundred and seventy.

When election
for officers to be
held.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the election for all officers provided for in the act to which this is a supplement, and all other incorporate officers of said borough, as well as school directors, shall be held on the day on which the usual spring elections are held for the choice of election officers, et cetera.

When term of
treasurer to ex-
pire.

SECTION 2. That the term of the borough treasurer shall expire on the first Monday of May, in each year, or as soon thereafter as his successor shall be duly qualified.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 66.

An Act

To extend the provisions of an act, entitled "An Act to restrict sales by auction in the counties of Northampton, Dauphin and Lehigh," to the borough of Oxford, in the county of Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act to restrict sales by auction in the counties of Northampton, Dauphin and Lehigh," approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-nine, be and the same are hereby extended to the borough of Oxford, in the county of Chester.

Act extended to
Oxford borough.

SECTION 2. The provisions of said act shall be construed to apply to all persons who sell at public vendue or outcry upon the streets or elsewhere in said borough, patent medicines, blacking, or any other article not manufactured in the county of Chester; and that all persons in said borough who shall, at any time hereafter, be engaged in any business which shall, by law, require such person or persons to take out a license as vendors of merchandise, and who shall fail to take out such a license for a period of five days after commencing business as aforesaid, each and every of such person or persons shall be liable to the penalty imposed by section second of the act aforesaid.

How to be con-
strued.

Penalty for
vending mer-
chandise with-
out license.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 67.

A Further Supplement

To an act, entitled "An Act to incorporate the town of Ashland, partly in Schuylkill, and partly in Columbia county, into a borough."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Election of borough treasurer, relative to.

That the qualified electors of the borough of Ashland, in the counties of Schuylkill and Columbia, be and they are hereby authorized and required, at the next election for borough officers for said borough, and annually thereafter, to elect one person as borough treasurer, who shall hold and exercise said office until his successor shall be duly qualified: *Provided*, That the election of the said borough treasurer shall be held and conducted at the time, and in the place prescribed for the election of the burgess of said borough; and any provision in the charter of said borough, inconsistent with this act, be and the same is hereby repealed.

To be sworn and give security.

SECTION 2. That the said borough treasurer, before entering on his duties, shall take the oath or affirmation now prescribed in the case of borough officers of said borough, and shall give bond with security, in a sum not exceeding double the amount of taxes which shall or may come into his hands, which bond shall be subject to the approval of the court of common pleas of Schuylkill county, and when approved, shall be filed therein; and that the compensation of the said borough treasurer shall be at the rate of not exceeding one per centum on all moneys paid out by him on orders properly drawn.

Compensation fixed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 68.

An Act

To authorize the county of Clearfield to sell its old jail building and lots.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Clearfield shall be and they are hereby authorized and empowered to sell at public outcry or vendue, at the court house, in Clearfield, on a day to be by them fixed, first giving eight weeks' notice by advertisement, in two newspapers in said county, all those two certain lots of land, situate in the borough of Clearfield, and known in the plot thereof as lots number ninety-three and one hundred and two, either separately or jointly, as they may determine, and upon such terms as they may fix, not less than

one-third cash, with bond and mortgage upon the premises for the remainder; and the purchaser or purchasers thereof shall hold, take and enjoy the same, free and discharged from any trust or claim by the county of Clearfield, and for such title as it possesses in said lots of land; and the said commissioners shall make report of the sale of said lots to the court of common pleas of Clearfield county, which sale, if made in due form and in accordance with the meaning and spirit of this act, shall be approved and entered of record therein.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 69.

A Supplement

To an act, entitled "An Act to prevent certain obstructions in the public highways of parts of Philadelphia," approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the third section of the act, entitled "An Act to prevent certain obstructions in public highways of parts of Philadelphia," approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy, as provides that the provisions of said act shall not apply to Broad street from Ridge avenue to Brown street, be and the same is hereby repealed: *Provided*, That this act shall not go into effect until the fifteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 70.

An Act

To protect the elections of voluntary political associations, to regulate primary elections and punish frauds therein, within the limits of the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all elections hereafter to be held by any voluntary political association or party, in the county of Crawford, for any delegate or executive committee, or for the nomination of candidates for public office, the persons chosen to hold said election as judges and inspectors, or clerks and officers, or any person in their absence or refusal to serve, assuming or chosen in their place, shall first be sworn or affirmed by some officer authorized to administer oaths, but if no such officer be present, one of the inspectors or clerks shall administer the oath or affirmation to the judges, and then the judge so qualified shall administer the oath or affirmation to the inspectors and clerks, that they will correctly and faithfully conduct such election, protect it against all frauds and unfairness, and truly canvass all votes cast thereat.

Officers at primary elections to be sworn.

Judges to entertain objections to votes.

To administer oath to voter that he will truly testify.

To interrogate person as his qualifications.

To reject vote on refusal to be sworn or answer.

When vote to be admitted.

SECTION 2. It shall be the duty of the judges of such election to entertain objections made by any qualified elector to any vote that may be offered, on the ground that the person offering it is not entitled to vote at said election, or that he has received or been promised, directly or indirectly, any money, promise or reward, for his vote for any candidate, or that he has voted before at that place or some other, on that day, in the same election; and it shall be the duty of the judges of the election, if such objection be not withdrawn, to administer to the person, so offering to vote, an oath or affirmation, that he will truly testify to all matters relating to his said qualification, or receiving or being promised, directly or indirectly, any money, promise or reward, for his vote for any candidate, and whether he has voted at that or any other place on that day at such election; it shall then be the duty of the judges of election to interrogate the person so objected to, as to all the matters upon which said objection was made, and generally as to his qualifications; if the person so objected to shall refuse to answer such questions, after said oath or affirmation shall have been administered, or shall refuse to take such oath or affirmation, it shall be the duty of the judges of election to reject such vote; but if such oath be taken, and such questions be answered satisfactorily, and not contradicted successfully by the sworn testimony of other witnesses who may be called, it shall be the duty of the judges of election to admit the vote, having the word "sworn" noted opposite the parties' name on the poll-list.

SECTION 3. Any officers of said elections, or any voter thereof, who shall violate any provisions of this act, and any person or voter who shall offer any money, reward or promise for voting thereat, and any person wilfully making a false statement, on oath or affirmation, at any such election, shall be guilty of a misdemeanor, and on conviction, shall be punished by a fine not exceeding five hundred dollars, and imprisonment not exceeding one year, or both.

Penalty for false swearing.

SECTION 4. Any voluntary political association or party in said county may, by a vote of the executive committee thereof, elect to adopt the provisions of this act, or to submit the question of the adoption to a vote of the members of such political association or party; and a certificate of the vote of such executive committee, or the result of the vote of the members of such party, shall be duly certified and recorded in the proper office of the recorder of deeds of said county, who shall thereupon give notice, by publication, that such political association or party has adopted said act; and thenceforth this act, and all the provisions thereof, shall have full power and effect in and upon such political association or party in said county; but no expense shall be incurred by the county or state in the conduct of elections under the provisions of this act.

Provisions of act may be submitted to vote of party, &c.

Result to be recorded and published.

Proceedings to be binding, if adopted.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 71.

An Act

Fixing the place of holding elections in the township of Jones, in the county of Elk.

WHEREAS, The building formerly made as the place for holding the general and township election in the township of Jones, in the county of Elk, has been removed and converted to uses, rendering it impracticable as a place for holding elections:

And whereas, There will be no court in session in said county previous to the time of holding the next election; therefore,

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That from and after the passage of this act all general, special and township elections, in and for the township of Jones, in the county of Elk, shall be held in the office of the Tanning and Lumber Company, in the village of Wilcox, in said township.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 72.

An Act

To change the time for the commencement of the January and April terms of the several courts of Mifflin county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the January and April terms of the several courts of Mifflin county shall commence upon the second Mondays of January and April, respectively; and all writs, rules and process issued to the next April term of said courts, and made returnable upon the first Monday of April, shall be held and taken to be returnable upon the second Monday of April.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 73.

An Act

Legalizing the official acts of M. A. Sprague, acting prothonotary, &c., of M'Kean county, from the first day of January, Anno Domini one thousand eight hundred and seventy-two, to the twentieth day of January, Anno Domini one thousand eight hundred and seventy-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all acts of an official character of M. A. Sprague, acting prothonotary, register and recorder, &c., of the county of M'Kean, from the first day of January, Anno Domini one thousand eight hundred and seventy-two, to the twentieth day of January, of said year, be and the same are hereby validated and confirmed, and shall have the same force and effect, to all intents and purposes, as if the said Sprague had been duly qualified as such prothonotary, &c., on the said first day of January, Anno Domini one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 74.

An Act

To farther amend an act, entitled "An Act to incorporate the Philadelphia and Montgomery County Railroad Company," approved the second day of April, Anno Domini one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to incorporate the Philadelphia and Montgomery County Railroad Company," approved the second day of April, Anno Domini one thousand eight hun-

dred and sixty, be and the same is hereby further amended, by striking out from the first section thereof, the words following, viz: "Montgomery county," and "the village of Bustleton," and inserting in lieu of the words, "Montgomery county," the word "Newtown," and in lieu of the words, "village of Bustleton," the words, "Newtown, Bucks county;" and by striking out from the third section of said act, the words, "four" and "twenty-five," and inserting in lieu of the word "four," the word "thirty," and in lieu of the words, "twenty-five," the word "fifty," hereby giving power to the said corporation of borrowing any sum not exceeding in amount the one-half of its increased capital, upon the terms and security provided in said third section of said act; and the said amendments shall have the same force and effect as if the same had been originally enacted in said act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 75.

An Act

Relative to the re-building of the jail of Armstrong county, and authorizing the commissioners of said county to borrow money.

Preamble.

WHEREAS, The jail of Armstrong county had become so insecure, that no prisoners could be kept in confinement without a guard kept constantly in attendance, at great expense to the county, and by reason of dampness it had also become unhealthy, and endangered the health of prisoners confined therein; a grand jury of the county in pursuance of the act of assembly regarding it, recommended its repair:

And whereas, Said recommendation having been approved by the court, the commissioners of the county, in pursuance thereof, made contracts for repairing said jail, and the work of repairing commenced; the roof having been removed, it was then ascertained that the building was not only insecure for the purpose of confinement, but that the walls have been either so imperfectly built, or had so fallen into decay, as to be entirely unfitted to support the intended repairs, and had to be torn down:

And whereas, The exigencies of the occasion did not admit of the delay necessary to secure the recommendation of two

successive grand juries, and the legislature not being in session, a plan for a new jail was prepared, submitted to the secretary of the commonwealth and by him approved, and its construction commenced:

And whereas, The financial affairs of the county were in such a condition that the building of the same could not be prosecuted without borrowing a large amount of money to aid in its erection; the commissioners of the county have borrowed several thousand dollars, and given the bonds of the county therefor, and a large amount will yet be required to pay off the hands and contractors for work already done, and to finish said jail, and at the present time money is needed for that purpose; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the re-building of the jail of Armstrong county, on the plan submitted to, and approved by the secretary of the commonwealth, be and the same is hereby ratified and legalized, the same as if two successive grand juries had recommended the same before the work of re-building had been commenced; and all contracts heretofore made by the commission, in regard to the building of the same, are hereby confirmed and made valid.

Re-building of jail legalized.

SECTION 2. That the commissioners of said county are hereby authorized to borrow such a sum of money, not exceeding one hundred and fifty thousand dollars, including what has already been borrowed, as may be necessary to re-build and complete said jail, at such a rate of interest as may be agreed upon, not exceeding seven per centum per annum, and to give the bonds of the county therefor, and shall be exempt from all taxation except for state purposes.

Commissioners may borrow money, and issue bonds.

Bonds exempt from taxation.

SECTION 3. That the bonds heretofore given by the commissioners, for money borrowed to re-build said jail, are hereby legalized, and made valid and binding on said county.

Bonds given by commissioners, legalized.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 76.

An Act

Authorizing the school directors of the borough of Littlestown, in Adams county, to sell and convey certain real estate and buildings in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Littlestown, Adams county; be and they are hereby authorized and empowered to sell, at public sale, two several lots of ground situate in said borough, which were conveyed to the school board of Germany township, in the county aforesaid, by deeds bearing date the twenty-fourth day of October, A. D. eighteen hundred and forty, for school purposes, and convey the same to the purchaser or purchasers; the buildings on said lots to be sold separate and apart from said lots, or with them, as to the said directors may seem best; the net proceeds of such sales to be paid to the treasurer of the school fund of said borough, and applied by him to the payment of the new school building erected in said borough.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 77.

An Act

To incorporate the Delaware River Iron Ship Building and Engine Works.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Roach, John B. Roach and George Weed, and their associates, be and they are hereby enacted and incorporated into a corporation and body politic in law, with all the incidents thereof, by the name, style and title of the Delaware

Corporators.

Title.

River Iron Ship Building and Engine Works, and as such shall possess and enjoy all the franchises, powers, privileges and immunities, and be subject to all the liabilities and restrictions granted, conferred and imposed upon the corporation of the Reany Engineers and Ship Building Works of Chester, under the two several acts of assembly of this commonwealth, one approved the third day of April, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act to incorporate the Chester Wharf and Shipping Company," and the other, approved the second day of April, Anno Domini one thousand eight hundred and seventy, and being a supplement to the last above recited act. Powers, privileges, &c.

SECTION 2. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law. Bonus and taxes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 78.

An Act

To authorize the school directors of Franklin township, in Fayette county, to levy and collect a tax for building purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Franklin township, in Fayette county, be and they are hereby authorized to levy and collect a special tax, not exceeding three mills on the last assessed valuation in said township, for building purposes in said township, and they are hereby authorized to collect the said taxes as school taxes are now by law collected; and any surplus of said taxes shall be paid into the school fund of the said township.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 79.

An Act

To repeal the assessment or collection of the militia tax in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all acts or parts of acts authorizing the assessment or collection of a militia tax in the city of Philadelphia, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 80.

An Act

Authorizing the burgess and town council of the borough of Bentleysville, in Washington county, to sell real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Bentleysville, in the county of Washington, are hereby empowered to sell and convey to the highest bidder, a certain lot, number twenty-three in the plot and plan of said borough, and apply the proceeds thereof to the school fund of the said borough.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 81.

An Act

To provide for the appointment of an additional notary public in the county of Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized to appoint an additional notary public for the county of Butler, to reside in Martinsburg, in said county.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 82.

An Act

To construe and correct a clerical error in an act, entitled "An Act to change the mode of electing school directors in certain townships in the counties of Bradford and Susquehanna," approved June second, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in an act, entitled "An Act to change the mode of electing school directors in certain townships in the counties of Bradford and Susquehanna," duly approved the second day of June, Anno Domini one thousand eight hundred and seventy-one, the word "Apolorous," wherever occurring in said act, shall be so construed and corrected as to read, "Apolacon," as was originally intended in the act aforesaid.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 83.

An Act

To increase the pay of the county auditors of Adams county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on and after the first day of January, Anno Domini one thousand eight hundred and seventy-two, the county auditors of Adams county shall each be entitled to receive, from the county treasury, five dollars per day for each day necessarily employed in the duties of their office, for not more than four days in any one year, and for every day in excess of such four days, the sum of two dollars.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 84.

An Act

To prevent unnecessary litigation in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the affidavit taken and subscribed before the mayor of the city of Philadelphia, of any person who was a member, during the past year, of the police force of the said city, to his claim of less than five dollars for pay for service on such force within the last six months, shall be conclusive evidence of the performance of the service for which the claim is made; and the said mayor shall, thereupon, direct his clerk to draw a warrant upon the city treasurer for the payment of said demand, as under existing regulations, the receipt of such warrant, when paid, shall be full settlement of such claim; and the refusal of any member of said police force to make affidavit as afore-

said, to his said claim, shall be conclusive evidence against the validity of the same.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 85.

An Act

To incorporate the Farmers' Northern Market Company of Lancaster, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That David Evans, Jacob Reinhold, Adam S. Keller, David M. Hess, Benjamin L. Landis, David Hartman, C. Augustus Bitner, John K. Stoner, Christian Zecher, Isaac Powl, Joseph Samson, John Hess, John Buckwalter, Benjamin Evans, Emanuel P. Keller, J. Frederick Sener and John H. Baumgardner, and their associates, and all persons who now are or hereafter may be holders of the stock hereinafter mentioned, are hereby created a body corporate, by the name of the Farmers' Northern Market Company of Lancaster, Pennsylvania, to have perpetual succession, to sue and be sued, to have a common seal, and the same to alter and renew at pleasure, to purchase, hold, receive and enjoy such real and personal estate as may be necessary for the purposes of the corporation, and to sell, mortgage or lease the same as they shall deem expedient. Corporators.
Name.
Powers and privileges.

SECTION 2. That the object and purpose of the said corporation shall be to erect and maintain a suitable building, with stalls, in the city of Lancaster, north of Chestnut street, to be appropriated and used as a public market house for the sale of meats, vegetables, victuals and provisions; and the said building and stalls shall be leased or disposed of in such manner, and on such terms and conditions, as shall be determined by the directors; and they are also authorized to use and lease such other parts of said building, as may not be necessary for the purposes above mentioned, for any other purpose they may deem expedient. Object and purpose.
Leasing of stalls, &c.

SECTION 3. That the capital stock of said corporation shall not exceed fifty thousand dollars, in shares of fifty dollars Capital stock.

each, certificates of which shall be issued, and the stock shall be transferable on the books of the corporation; and all shares of stock shall be paid for, transferred or forfeited for non-payment, in such manner, and at such times, as the directors shall determine by their by-laws.

Government
and control.

SECTION 4. That the government and control of said corporation, and its property, shall be vested in a board of nine directors, who shall be elected by ballot from among the stockholders; they shall elect a president and treasurer from among themselves, and shall elect a secretary and such other officers as the by-laws may provide for; they shall fix the compensation of the officers, and may require from them, or any of them, bonds for the faithful performance of their duties; they shall continue in office until their successors are elected, and fill all vacancies occurring in their body; and until the board of directors herein provided for shall be duly elected, the persons named in the first section of this act shall be held to be directors of said corporation, and shall have power and authority as such.

Annual meet-
ing of stock-
holders.

SECTION 5. That the annual meeting of the stockholders, for the election of directors and the transaction of other business, shall, in the year one thousand eight hundred and seventy-two, be held on the first Monday in May, and in every subsequent year on the second Monday in January, one week's public notice thereof being given, by publication, in at least two newspapers published in the city of Lancaster; but should such election not be held, the corporation, for that reason, shall not be dissolved, but such meeting and election shall take place as soon thereafter as may be convenient, notice thereof being given as aforesaid; special meetings may be held as provided by the by-laws; the stockholders in general meeting may, if they see proper, enact by-laws, or alter those made by the directors for the government of the corporation and its officers; in the election of directors, and in the decision of all questions brought before the stockholders at their meetings, those present shall be entitled to one vote for each share of stock held by them.

Special meet-
ings.

By-laws.

Votes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 86.

A Supplement

To an act, entitled "An Act to incorporate the Modern Life Insurance and Improvement Trust Company of Pittsburg," approved the nineteenth day of May, one thousand eight hundred and seventy-one, correcting a clerical error therein, and declaring the legislative intention and construction thereof, and also with reference to the secretary thereof.

WHEREAS, It was and it is hereby declared to have been the intention of the general assembly, in the act to which this is a supplement, to grant to the said Modern Life Insurance and Improvement Trust Company of Pittsburg, all the powers and privileges set forth in an act, entitled "An Act to incorporate the United Security Life Insurance and Trust Company of Pennsylvania," approved the thirteenth day of April, one thousand eight hundred and sixty-eight: Preamble.

And whereas, By a clerical error in the third section of the act to which this is a supplement, the said act of April thirteenth, one thousand eight hundred and sixty-eight, was referred to as an act, entitled "An Act to incorporate the United Security Life Insurance and Trust Company of Pittsburg," instead of "of Pennsylvania;" therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said clerical error above named shall in no way be construed or held to alter, impair or lessen the powers and privileges heretofore, or now claimed to be exercised or possessed by said Modern Life Insurance and Improvement Trust Company of Pittsburg, but the powers and privileges of said company are hereby declared to have been, and to be the same as though the title to the said act of April thirteenth, one thousand eight hundred and sixty-eight, referred to in the third section of the act to which this is a supplement, had been therein correctly recited as in an act, entitled "An Act to incorporate the United Security Life Insurance and Trust Company of Pennsylvania," and the said recital is hereby amended so to read. Clerical error corrected.

SECTION 2. That the secretary of said Modern Life Insurance and Improvement Trust Company of Pittsburg may be a member of the board of directors of said company, and receive such compensation for his services as said board may direct. Secretary may be member of board of directors.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED.—The seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 87.

A Supplement

To an act, entitled "An Act to protect the elections of voluntary political associations, to regulate primary elections and punish frauds therein, within the limits of the county of Lancaster," approved the nineteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

Officers conducting elections may administer oaths to each other.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the several officers authorized to conduct said elections shall, in the absence of any person having authority to administer oaths, be empowered to administer to each other the oaths or affirmations required by said act, in like manner as is provided by the eighteenth section of the act of the second of July, Anno Domini one thousand eight hundred and thirty-nine, entitled "An Act relating to the elections in this commonwealth."

President of return judges and clerks to be sworn.

How to perform duties.

Subject to.

SECTION 2. The president of the board of return judges, and clerks selected on the day for the meeting of the return judges of said primary elections, shall be severally sworn or affirmed; and said return judges, president of the board and clerks, shall perform their duties in the same manner as prescribed in section seventy-eight of act of July second, one thousand eight hundred and thirty-nine, and shall be subject to the provisions of section one hundred and two of the act approved July second, one thousand eight hundred and thirty-nine.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 88.

An Act

Confirming title to property in the Park Place Homestead Association, incorporated by the court of common pleas of the county of Allegheny, and empowering said association to sell and convey said property.

Preamble.

WHEREAS, The Park Place Homestead Association was incorporated by the court of common pleas of the county of Al-

leggheny, at number three hundred and thirty-four, September term, one thousand eight hundred and seventy, and the articles of association are recorded in the recorder's office of Allegheny county, in a book, entitled "Charters," volume third, page two hundred and seventy-one:

And whereas, In pursuance thereof the said association have purchased, in fee simple, certain real estate situate in the Twenty-second ward, in the city of Pittsburg, the deed for which is recorded in said recorder's office, in deed book, volume two hundred and sixty-six, page twenty-six:

And whereas, Doubts have arisen as to the power of said association to take such title:

And whereas, Improvements upon said property have been made by the members of said association; now, therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the said Park Place Homestead Association be and they are hereby declared to be a body corporate in law, as fully as though the court of common pleas had power to incorporate the said association, with the powers and privileges mentioned and specified in the articles of association of said association; and their title to the said property purchased by them, situate in the Twenty-second ward, in said city of Pittsburg, mentioned and described in a deed to said association, recorded in the recorder's office of Allegheny county, in deed book, volume two hundred and sixty-six, page twenty-six, is hereby confirmed in them, as of the date of the purchase of the same by them, subject to the purposes of said association, as expressed in their articles of association; and they shall hold the same by as full and perfect title as though, at the date of said purchase they had been authorized to make such purchase in fee simple by an act of the legislature.

Declared a body corporate.

Title to property confirmed.

SECTION 2. That the said association be and they are hereby authorized and empowered to sell and convey, in fee simple, to members or to others not members of said association, the whole or any part of the said real estate, either for cash or upon time, taking security by bond and mortgage on the property so sold for deferred payments of purchase money.

May sell real estate.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED.—The seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 89.

An Act

Relative to the election of township officers in the township of Butler,
and county of Schuylkill.

Supervisors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act there shall be two supervisors of roads in Butler township, one to be a resident of and to have the care of the roads in North Butler, and one to be a resident and to have the care of the roads in South Butler.

Justices of the peace.

SECTION 2. That from and after the passage of this act one of the two justices of the peace elected shall be a resident of North Butler, and one of South Butler.

School directors.

SECTION 3. That from and after the passage of this act there shall be six school directors elected in Butler township, three of whom shall be residents of North Butler, and three of whom shall be residents of South Butler.

Constables.

SECTION 4. That from and after the passage of this act there shall be elected two constables in Butler township, one of whom shall be a resident of North Butler, and one a resident of South Butler.

Repeal.

SECTION 5. That all acts or parts of acts inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 90.

An Act

To incorporate the Boarding Home for Young Working Women.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Mrs. Felix R. Brunot, Miss Mary Bryan, Mrs. Thomas M'Fadden, Jr., Miss Kate M'Knight and Miss E. S. Wade, being the present officers and managers, together with the other members of the society, and their successors, shall be and hereby are constituted and appointed a body corporate in deed and in law, under the name and style of the Boarding Home for Young Working Women, for the purpose of improving the spiritual, intellectual and physical condition of the young women in Pittsburg and Allegheny.

SECTION 2. All the rights, privileges and immunities contained in an act of the general assembly of the commonwealth of Pennsylvania, entitled "An Act to incorporate the Women's Christian Association of Pittsburg," be and they hereby are extended to and conferred on the said Boarding Home for Young Working Women.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 91.

A Further Supplement

To an act, entitled "An Act to incorporate the People's Railway Company," approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-five, and to enable said company to cancel a certain mortgage, and make in lieu thereof another, as security for a loan it is authorized to make.

WHEREAS, The People's Railway Company is authorized by law to borrow money, not exceeding one-half of the par value of its authorized capital stock, and to secure the same by a mortgage of its road and franchises:

And whereas, The said company did, by direction of its stockholders, execute a certain mortgage, dated the third day of June, Anno Domini one thousand eight hundred and sixty-five, to Lawrence F. Whitney and Bernard Reilly, as trustees to secure a proposed loan of one hundred and twenty-five thousand dollars, but which said mortgage did not include the real estate of said company:

And whereas, None of the mortgage bonds proposed to be secured by said mortgage, have been issued by said company.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That Lawrence F. Whitney and Bernard Reilly, the trustees named in the mortgage executed to them by the People's Railway Company, dated the third day of June, Anno Domini one thousand eight hundred and sixty-five, are hereby authorized and required to enter satisfaction on the record of said mortgage, in the office of the recorder of deeds, &c., for the county of Schuylkill; and upon such satisfaction being entered, the said company is authorized and empowered to execute another mortgage of all the real estate, railway and franchises of said company, now owned, and hereafter to secure any loan or loans which said company may deem it expedient to make, not exceeding one hundred and fifty thousand dollars.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 92.

A Further Supplement

To the act, entitled "An Act to establish a school among the Cornplanter Indians, in Warren county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the annual appropriation for the establishment of a school among the Cornplanter Indians, in Warren county, provided for by an act approved the eighteenth day of April, one thousand eight hundred and fifty-six, and its supplement, be increased from one hundred to three hundred dollars.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 93.

An Act

To extend the provisions of an act relating to roads in Cumberland, Franklin and Centre townships, in Greene county, to Washington township, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relating to the roads in Cumberland, Franklin and Centre townships, Greene county," approved twenty-fourth day of May, A. D. eighteen hundred and seventy-one, be and the same are hereby extended to the township of Washington, in the county of Greene.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 94.

An Act

To authorize the appropriation of money to the Reading Dispensary by the directors of the poor of Berks county.

WHEREAS, The Reading Dispensary was established in the year one thousand eight hundred and sixty-eight, by the associated action of certain physicians of the city of Reading, in the county of Berks, and has been hitherto sustained by the contributions of individuals, and by the voluntary services of the said physicians:

And whereas, Many of the patients who have been treated in the said institution have been persons without ability to pay for medical attendance and proper treatment, and who, but for the existence thereof, would have been a charge upon the said county:

And whereas, It is desirable that the institution may be maintained, and its usefulness extended; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the directors of the poor of the county of Berks, by their order upon the county treasurer, with the approval of the commissioners of said county, to direct, at their meeting in the month of January in each year hereafter, the payment to the said Reading Dispensary of such sum of money as, in their judgment, shall be just, not exceeding such sum as the said directors shall reasonably ascertain to have been expended by the said dispensary during the immediately preceding year in attendance upon treatment of any medicine for patients who, if the said institution had not been in existence, would have been a charge upon the county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 95.

An Act

Extending the provisions of an act for the better securing of the payment of the wages of labor in certain counties of this commonwealth, approved the thirtieth of March, one thousand eight hundred and fifty-nine, to the county of Huntingdon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the provisions of an act of the general assembly of this commonwealth, approved the thirteenth day of March, Anno Domini one thousand eight hundred and fifty-nine, entitled "An Act for the better securing of the payment of the wages of labor in certain counties of this commonwealth," be and the same are hereby extended to the county of Huntingdon.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 96.

An Act

Supplement to an act supplemental to an act to incorporate the trustees of the synod of the Reformed Presbyterian church of North America, correcting a clerical error, also correcting a clerical error.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the words, "interest of the donor or donors," in the act to which this is a supplement, shall be altered, by striking out the word "interest," and substituting therefor the word "intent," so that the third line of the third section of the original act shall read "intent of the donor or donors."

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 97.

An Act

Relating to dogs within the county of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the several provisions of the act of assembly, approved the sixth day of April, one thousand eight hundred and fifty-four, entitled "An Act relating to dogs in Allegheny, Chester, Northampton, Schuylkill and Lancaster counties," be and the same are hereby extended to the county of Washington, as fully and as effectually as though originally named and mentioned in said act.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 98.

An Act

To extend the provisions of an act relating to the county of Wayne empowering the commissioners to levy additional tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the first section of an act, entitled "An Act relating to the county of Wayne, et cetera," approved the twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended for a period of five years next ensuing, after the expiration of the time mentioned in the first section of the said act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 99.

An Act

Authorizing the burgess and town council of the borough of South Pittsburg, in the county of Allegheny, to provide for the purchase or erection of a hose house, and to purchase a hose carriage with the necessary equipments.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said burgess and town council of the borough of South Pittsburg be and they are hereby authorized to borrow a sum of money, not exceeding ten thousand dollars, for the purpose of purchasing a lot of ground, and erecting thereon a building suitable for a hose house, and for the further purpose of purchasing a hose carriage and the equipments necessary for the successful operation of the same.

Authorized to
borrow money.

May issue bonds

SECTION 2. That the said burgess and town council of the borough of South Pittsburg are hereby authorized to issue

bonds for the money so borrowed, in sums not less than fifty nor more than one thousand dollars, bearing interest at a rate of not more than eight per cent. per annum, with or without coupons attached, payable semi-annually; the said bonds shall run for any period not exceeding ten years, and shall be exempt from all taxation except for state purposes.

SECTION 3. That the said burgess and town council shall have power to levy, assess and collect, annually, a special tax not exceeding one per cent., for the payment of the principal and interest of the bonds issued as aforesaid: *Provided*, That the whole amount of tax levied and collected, for borough purposes, shall in no case exceed eighteen mills in any one year. May levy and collect special tax.

SECTION 4. That all acts or parts of acts at any time heretofore passed, inconsistent herewith, be and the same are hereby repealed. Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 100.

An Act

Extending the provisions of an act approved March fifteenth, one thousand eight hundred and seventy-one, relative to livery stable keepers, and others, in the counties of Lebanon and Adams.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act approved March fifteenth, one thousand eight hundred and seventy-one, entitled "An Act relative to livery stable keepers, and others, in certain counties," be extended to the counties of Lebanon and Adams.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 101.

An Act

To incorporate the Co-operative Mutual Life Insurance company of the county of Lancaster.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all persons who may become members of an association, under this charter, shall be and are hereby created a body politic, by the name, style and title of the Co-operative Mutual Life Insurance Company of the county of Lancaster, and by that name shall have perpetual succession, and be able to sue and be sued, and may have a common seal, and alter and renew the same at pleasure, and shall have all the powers and privileges enjoyed by other life insurance companies in this commonwealth.

SECTION 2. Any person between the ages of fifteen and sixty-five years may become a member of the said association, under such rules and regulations as shall be adopted by the by-laws of the company, and by signing an agreement to pay one dollar and ten cents on the death of any member, and in default of payment thereof, after due notice in the manner prescribed by the by-laws, shall cease to be a member, and shall forfeit all rights, title and interest in any insurance in said company, together with the amount he or she previously may have paid.

SECTION 3. The affairs of the company shall be managed by fifteen directors, seven of whom shall constitute a quorum, and their officers shall be the officers of the company, and one-third of whom shall be elected annually, for the term of three years. The following named persons shall be directors, and their terms of office shall determine as follows, namely: Henry S. Watts, Richard R. Tshudy, Cornelius F. Roland, William D. Stauffer, Henry S. Book, whose term of office shall expire at the first annual election; Amos Bowman, A. Hiestand Glatz, John G. Hoerner, Abraham H. Musselman, J. Verner Long, whose term of office shall expire at the time of the second annual election, and S. F. Eagle, John J. Libhart, Jacob Bausman, Abraham Collins, Samuel C. Hiestand, whose term of office shall expire at the time of the third annual election.

SECTION 4. The election for directors shall be held at Marietta, in the county of Lancaster, annually, on the first Monday of January, and each member shall be entitled to one vote, to be cast by him or herself, in person or by proxy: *Provided,* His or her dues are all paid up.

SECTION 5. Vacancies in the board of directors shall be filled by the board until the next annual election, when the same shall be filled by election for the unexpired term.

SECTION 6. The funds of the association shall be invested in United States bonds, bonds of the state of Pennsylvania, or in judgment or first mortgage bonds on real estate in Lancaster county; and the directors shall make out, annually, a full statement of their transactions, and the condition of the affairs of the said association, and publish the same in three or more of the papers published in the county of Lancaster.

Investment of funds.

Annual statement.

SECTION 7. The directors may organize at any time, after obtaining this charter, by electing a president and treasurer out of their number, a secretary, not out of their number, and a solicitor, and may adopt such plan of insurance, and make such by-laws, and after and rescind the same, as to them may seem meet: *Provided*, They shall not conflict with this charter, and the constitution and laws of this commonwealth.

Organization.

Plan of insurance and by-laws.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 102.

An Act

Entitled "A further supplement to an act to incorporate the Lancaster cemetery," approved the twenty-sixth day of April, Anno Domini one thousand eight hundred and fifty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That when any property shall be left in any way whatever, for the purpose of keeping in order or repair any part of the Lancaster cemetery, or the improvements thereof, or any lot therein, or keeping in repair the monuments or fences of the same, and the trustees or person to whom such property may have been left shall decline to take charge of the same, or the trusteeship shall become vacant in any way, it shall then be lawful for the orphans' court of Lancaster county to appoint the said cemetery company trustee to take charge of said property, under such restrictions as the said court may direct.

Orphans' court, Lancaster county, may appoint cemetery trustee in certain cases.

SECTION 2. It shall not be lawful for said corporation to loan any of its money or its credit in any way to any manager,

Not to loan money to managers, &c.

trustee or director thereof, and any contract thus made shall be absolutely void.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 103.

An Act

Authorizing and requiring the supervisors of Union township, Snyder county, to erect and maintain a bridge in said township.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,
That the supervisors of the township of Union, in the county of Snyder, be and they are hereby authorized and required to cause a good and substantial public bridge to be erected, at the expense of said township, over the sluice-way through which the water passes from the Pennsylvania canal into the basin attached to the saw-mill of W. G. Herrold, in the said township.

Supervisors to
cause bridge to
be erected.

Specifications.

When bridge to
be erected.

SECTION 2. The bridge to be so erected shall be at least twenty-two feet span, sixteen feet in width, and shall be at least five feet above the highest water line in the said sluice-way, when the canal is filled to its highest capacity; the said supervisors shall provide the means and cause said bridge to be erected on or before April first, one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 104.

I Supplement

To an act, entitled "An Act to prevent unnecessary litigation in the city of Philadelphia," approved February 7th, A. D. 1872.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any cost and official fees that had been incurred at the time of the passage of the act to which this is a supplement, in all suits against the city of Philadelphia, by persons who had served in said city as police officers, for any of the demands which have been or shall be verified and allowed under the provisions of the said act, shall be paid by said city of Philadelphia.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 105.

I Supplement

To an act, entitled "An Act to incorporate the Ridley Park Association," approved twenty-sixth day of May, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to incorporate the Ridley Park Association," approved twenty-sixth day of May, Anno Domini one thousand eight hundred and seventy-one, be and the same is hereby amended as follows: In the first section, by inserting the word "seven," in lieu of "six," thereby making the number of acres seven hundred instead of six hundred; in the third section, by adding after the word "corporators," the words, "or a majority of them;" and further to amend the

same section, by inserting the word "year," in lieu of the word "month."

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 106.

An Act

To repeal part of an act, entitled "An Act relative to the purchase of a law library in the county of Centre," approved February fourteenth, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Portion of act of
14th February,
1866, repealed.

That so much of an act, entitled "An Act relative to the purchase of a law library in the county of Centre," approved the fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six, as authorizes and requires all fines imposed by the courts of the county of Centre, and all forfeited recognizances which, under existing laws, are not payable to the commonwealth of Pennsylvania for its own use, to be paid to the committee, for the purchase of a law library in the said act named, be and the same is hereby repealed.

Fines, &c., to be
paid to county
treasurer.

Proviso.

SECTION 2. All fines and forfeited recognizances, directed to be paid under the said act for the use of the said law library, shall be paid to the treasurer of the county of Centre for the use of said county: *Provided*, That nothing herein contained shall be so construed as to require the payment of fines and forfeited recognizances, already collected for the use of said library, to the said county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 107.

An Act

Relative to the borough of Milton, in Northumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of section second of the act, entitled "An Act relative to the borough of Milton, in the county of Northumberland," approved the fifth day of April, Anno Domini one thousand eight hundred and sixty-nine, in so far as it limits the number of justices of the peace in each ward of the said borough to one, is hereby repealed; and the duly qualified electors of the South ward, in said borough, are hereby authorized to elect one additional justice of the peace in said ward, at the annual election for borough officers, to be held on the third Friday in February, Anno Domini one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 108.

An Act

To extend the charter of the New York and Middle Coal Field Railroad and Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the New York and Middle Coal Field Railroad and Coal Company, under the original act of incorporation, approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-one, and its supplements, be extended for the period of twenty years; and that a general meeting of the stockholders of said company be called by the president, by giving at least thirty days' notice

through two newspapers published in the city of Philadelphia, for the purpose of determining whether they will accept or reject this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 109.

A Further Supplement

To the act to incorporate Westminster Collegiate Institute, approved April twenty-seventh, one thousand eight hundred and fifty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. and it is hereby enacted by the authority of the same,* That from and after the passage of this act, and the acceptance thereof by the trustees of Westminster Collegiate Institute, shall be under the management and government of a board of trustees, twenty-four in number, nine of whom shall constitute a quorum for the transaction of business.

To be under management of twenty-four trustees.

Board of trustees constituted

SECTION 2. The following named persons shall constitute said board of trustees of said institute, until others are appointed as hereinafter provided, namely: To serve for one year from September thirtieth, one thousand eight hundred and seventy-one, Joseph H. Presly, John M. Donaldson, J. M'Michael, G. K. Ormond, R. B. Ewing and J. P. Hannah; to serve for two years from September thirtieth, one thousand eight hundred and seventy-one, J. W. Witherspoon, John P. Scott, A. R. Sloan, W. Weir, W. S. Owens and George M'Cague; to serve for three, from September thirtieth, one thousand eight hundred and seventy-one, W. P. Breaden, I. Vance Stuarts, J. M. Wallace, D. W. Collins, D. S. Kennedy and J. C. Campbell; to serve for four years from September thirtieth, one thousand eight hundred and seventy-one, Robert M'Watty, Thomas M'Cance, J. W. Legue, D. R. Kerr, J. S. Easton and William Frew.

How trustees to be appointed.

Vacancies.

SECTION 3. Twelve of the trustees shall be appointed by the First United Presbyterian Synod of the West, and twelve by the United Presbyterian Synod of Pittsburg; and in case of any vacancy by death, resignation or otherwise, it shall be filled by that synod which made the original appointment, at its regular annual meeting.

SECTION 4. The board of trustees constituted by this act shall possess all the rights and powers vested in the existing board of trustees by the original act of incorporation, and by the supplementary act to which this act is a further supplement. Rights and powers of board hereby constituted.

SECTION 5. No misnomer of said corporation, nor any change in this further supplement to the same, shall defeat or annul any gift or grant, demise or bequest to or from said corporation, or affect any contract or bargain heretofore made with the same. Misnomer.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 110.

An Act

Extending provisions of certain acts for the boroughs of Indiana and Brookville, in Indiana and Clarion counties, to the borough of Renovo, in the county of Clinton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of assembly, entitled "An Act regulating the election of burgess and town council of the boroughs of Indiana and Brookville, fixing their terms of office, and increasing their powers," approved the twelfth day of March, in the year of our Lord one thousand eight hundred and sixty-nine, be and the same are hereby extended to the borough of Renovo, in Clinton county; and that hereafter the said borough of Renovo shall be subject to and regulated by the provisions of said act. Provisions of certain act extended to.

SECTION 2. That the council, in meeting assembled, shall have power, at their first meeting after they shall have been elected and qualified, and yearly thereafter, to elect, *viva voce*, one person to act as overseer of the poor, and shall have power, by by-law or ordinance, to fix the compensation of said officer; and the said council, in council assembled, shall have power to lay or levy taxes within the limits of the said borough for the support of the poor; said taxes to be collected by the collector of borough taxes, who shall be required to execute a bond in like manner as required of the collector of Council may elect overseer of poor.
May levy poor taxes.

Overseers to re-
port to council.

borough taxes; the said overseer of the poor shall also be required to make an annual report to the council of the number of poor persons supported wholly, or in part, by the borough, and such other information as they may by by-laws or ordinance require.

Council may al-
low credit to
property hold-
ers for planting
shade trees.

SECTION 3. That it shall be lawful for the town council, by by-laws or ordinance, to allow all property holders who shall set shade trees on their side walks, as directed by council, a credit of twenty-five cents on their borough tax, for every tree of not less than two inches in thickness so set out.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 111.

An Act

To incorporate the Gazelle Club of the city of Philadelphia.

Corporators.

Title.

Powers and pri-
vileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph Elton, Charles Gohl, N. D. Unversaght, Thomas Tregor, Charles Stockinger, J. H. Pflugfelder, G. W. Maguire, J. H. O'Brien, Samuel Wilson, Jr., Philip Braede, E. W. Kelly, Robert S. Austin, Charles F. Haas, William C. Elton, M. T. Dannenberg and Frederick Becker, members of the association called the Gazelle Club, and those who may hereafter be associated with them, shall be and they are hereby created and declared to be one body politic and corporate, by the name, style and title of the Gazelle Club, and by the same name shall have perpetual succession, and shall be able to sue and be sued, implead and be impleaded in all courts of record or elsewhere, and to purchase, receive, have, hold and enjoy, to them and their successors, lands, tenements, rents, annuities, franchises and hereditaments, goods and chattels of what nature, kind and quality soever, real, personal or mixed, or choses in action, and the same from time to time to sell, grant, devise, alien or dispose of: *Provided,* That the clear yearly value or income of the necessary houses, lands and tenements, rents, annuities or other hereditaments and real estate of the said corporation, and the interest of money by it lent shall not exceed three thousand (\$3,000) dollars; and also to make and

have a common seal, and the same to break, alter and renew at pleasure, and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of the said corporation, not being contrary to this charter and the constitution and laws of the United States or of this commonwealth, and generally to do all and singular the matter and things which to them it shall lawfully appertain to do for the well being of the said incorporation and the due management and ordering of the affairs thereof.

SECTION 2. That the said corporation shall be authorized to borrow any sum of money, not exceeding twenty-five thousand (\$25,000) dollars, and issue certificates of fifty (\$50) dollars each therefor.

May borrow money and issue certificates therefor.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 112.

An Act

To legalize the action of the burgess and council of the borough of Tioga, and authorizing the levying and collection of a borough tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the resolution of the burgess and council of the borough of Tioga, Tioga county, Pennsylvania, appropriating the sum of one thousand dollars, or so much thereof as shall be necessary, not exceeding one thousand dollars, for the purpose of erecting a bridge across the Tioga river, at the foot of New street, is hereby legalized and made valid.

Resolution appropriating money to erect bridge, legalized

SECTION 2. That the said burgess and council are hereby authorized and required to issue bonds for the sum required to build said bridge, not exceeding said sum of one thousand dollars, with coupons attached, payable in one, two, three and four years, with interest annually, in sums not less than one hundred dollars.

Burgess and council to issue bonds.

SECTION 3. That said burgess and council are hereby authorized and required to levy and collect a tax upon the real and personal property in said borough, liable for county and school

To levy tax to pay bonds.

purposes, according to the then last adjusted valuation, in the same manner as borough taxes are now by law levied and collected annually, so long as it shall be necessary to enable said borough to pay and cancel said bonds.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 113.

A Supplement

To an act, entitled "An Act to incorporate the Manufacturers' Insurance Company of the State of Pennsylvania," approved the thirtieth day of April, Anno Domini one thousand eight hundred and fifty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of the said corporation is hereby changed to the Penn Fire Insurance Company.

Name changed.

SECTION 2. That the stockholders in the said company shall hereafter be entitled to vote by proxy at all stockholders' meetings.

Stockholders may vote by proxy.

SECTION 3. That the number of directors of said corporation is hereby increased to fifteen, a majority of whom shall be residents of the state of Pennsylvania.

Number of directors increased.

SECTION 4. That any meeting of stockholders at which all holders of outstanding stocks are represented personally or by proxy, shall be a sufficient meeting to accept the provisions of this act, and to fill the vacancies caused by the increase in the number of directors: *And provided,* That at such meeting stockholders may vote by proxy: *And provided further,* That the directors chosen at such meeting shall hold over until new directors are elected, in accordance with the act to which this is a supplement.

What deemed sufficient meeting to accept act, &c.

Proviso.

Proviso.

Rights, privileges, &c.

SECTION 5. That immediately upon the acceptance of this act by a majority of stockholders at any stockholders' meeting, the said corporation, under the name of the Penn Fire Insurance Company, shall have all the rights, privileges and franchises granted by the act to which this is a supplement, to

the Manufacturers' Insurance Company of the State of Pennsylvania.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 114.

A Supplement

To an act, entitled "An Act to incorporate the Pennsylvania Academy of the Fine Arts," approved March twenty-eighth, 1806, modifying and amending the charter thereby granted.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said the Pennsylvania Academy of the Fine Arts shall have full power and authority, by the establishment of schools and other methods of instruction, by books and other publications, by the establishment of a gallery or galleries of paintings or sculpture, and by such other methods as, in their judgments, may seem proper to promote the knowledge and enjoyment of, and cultivation in, the fine arts in the city of Philadelphia. May establish schools, galleries of paintings, &c.

SECTION 2. The said corporation shall have power to acquire, own and construct such real estate and buildings as may be useful for the aforesaid purposes, and may receive gifts, legacies and devises of paintings, statuary and other works of the fine arts, or pertaining to the same, and of moneys and estates, real and personal, for the like uses; and this, whether such gifts, legacies and devises shall have been heretofore, or may be hereafter made; and the proviso to the first section of the act to which this act is supplementary, is hereby repealed. May acquire real estate, receive gifts, &c.

SECTION 3. The capital stock of said corporation shall consist of such number of shares, of the par value of one hundred dollars each, not exceeding ten thousand in the aggregate, as a majority of the stockholders, convened at a meeting called for that purpose, may from time to time, and at any time, determine. Each share of stock shall be entitled to one vote, and the existing share capital, being of the par value of twenty-five dollars, may be funded into new shares, in the Capital stock. Voters.

Existing shares may be funded into new shares or received at par for subscriptions.

May pay stockholders market value of shares in certain cases.

How such value ascertained in cases of disagreement.

By-laws.

Stockholders not to receive pecuniary benefit.

rates of one share of new stock for four shares of that which is now outstanding, or may be received at its par value, on account of subscriptions to the shares of stock hereby authorized: *Provided however*, That in case of the refusal of any stockholder or stockholders of said company to comply with the provisions of this act, after the same may have been accepted by a majority of the stockholders of the company, at a meeting duly convened for that purpose, it shall be lawful for said company to pay the stockholder or stockholders, so refusing, the full market value of his, her or their share or shares of stock, and such shares shall then become the property of the company; and if such value cannot be agreed upon between the parties, it shall be the duty of the court of common pleas for the city and county of Philadelphia, upon the petition of such stockholder or stockholders, or of the said academy, to appoint three commissioners, who shall ascertain and report such value as aforesaid, after due inquiry, and upon such evidence as may be submitted to them; and thereupon, after confirmation of such report by the said court, the said academy shall pay to such stockholder or stockholders the value thus ascertained, in extinction of all right and interest theretofore in such stockholders existing.

SECTION 4. The said corporation shall have full power to make, and from time to time to change, such by-laws as it may think proper, defining the rights and duties of its members, the number and qualifications and duties of its directors, the mode of their election, and generally, by by-laws, ordinances and resolutions, to regulate the enjoyment and exercise of any or of all the franchises conferred upon it by this act, or by the act to which this is supplementary: *Provided*, That the same be not inconsistent with the constitution and laws of this commonwealth.

SECTION 5. The stockholders of said corporation shall receive no pecuniary benefit therefrom, but shall be entitled to such use and enjoyment of the collections of works of the fine arts, and of the library and educational advantages of the institution, as the by-laws, ordinances and resolutions of the corporation may prescribe.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 115.

An Act

To authorize the town council of the borough of Port Carbon, in the county of Schuylkill, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the town council of the borough of Port Carbon, in the county of Schuylkill, be and they are hereby authorized and empowered to borrow, on the credit of said borough, any sum or sums of money not exceeding ten thousand dollars, at a rate of interest not exceeding seven per centum per annum, payable annually on the first day of March, and to issue coupon bonds or certificates of indebtedness therefor, under the corporate seal of the said borough, attested by the president of the said council and the town clerk for the time being, in sums of not less than fifty dollars each, payable at the expiration of ten years from the date of issue, or any shorter period, at the discretion of said town council; and the said town council shall have authority, from time to time, to raise by taxation, in the manner pointed out by existing laws for that purpose, in addition to the taxes already authorized by law to be levied and collected, such sum or sums of money as may be necessary to pay off the principal and interest of said bonds or certificates of indebtedness: *Provided*, Such tax does not exceed ten mills in any one year: *Provided further*, That such money, when borrowed, shall be applied to the payment of the outstanding indebtedness of the said borough, and for the making, grading and opening of the streets, lanes and alleys, and the erection and construction of bridges within the limits of said borough.

Council authorized to borrow money and issue bonds.

May levy additional tax.

How borrowed moneys to be applied.

SECTION 2. That the town council aforesaid are further authorized and empowered, if they shall deem it expedient so to do in any year, in lieu of the tax provided by the preceding section of this act, to appropriate so much of the tax already authorized by law, as shall be deemed necessary for the purpose designated by section first of this act.

May appropriate tax already authorized for purpose designated in first section.

WILLIAM ELLIOTT, .

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 116.

An Act

Providing for an equitable division of funds and property between the school district of Chester township, and the school district of the borough of South Chester, in the county of Delaware.

Preamble.

WHEREAS, By act of general assembly of this commonwealth, approved March twelfth, Anno Domini one thousand eight hundred and seventy, the borough of South Chester, in the county of Delaware, was erected into a separate school district, being thereby separated from the school district of Chester township, of which it had theretofore formed a part:

And whereas, Doubts exist whether under existing laws courts of the said county have power to effect an equitable division of the funds and property between the said two school districts; therefore,

Court authorized to make division of school funds and property.

Powers of court.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of common pleas of Delaware county, sitting in equity, shall have power, upon the application of the proper authorities of the said school district of Chester township, or of the said school district of the borough of South Chester, by a suit or suits in equity, to make an equitable division of school funds and property, real, personal and mixed between the said two districts respectively; and the said court, in the said suit or suits, shall have power to determine whether an undue proportion of the real estate and school houses belonging to the said old school district of Chester township, before the said separation, are within the bounds of the said new school district of the borough of South Chester, and if so, how much money shall be paid therefor by the said new district to the said old district, and in what proportions and at what time, and *vice versa*; if less than its due share of real estate and school houses is within said new district, how much shall be paid it by the old district of Chester township, and in what proportions and at what times.

Decrees to be in nature of judgment.

How amount to be recoverable.

SECTION 2. That the decree or decrees of the said court, in any of the said suits, shall be in the nature of a judgment from the date of entry of said decree or decrees, and the amount be recoverable according to the provisions of the thirty-first section of the act of general assembly of this commonwealth, approved May eighth, one thousand eight hundred and fifty-four.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 117.

An Act

To repeal an act, entitled "An Act to abolish the office of sealer of weights and measures in certain counties of this commonwealth," approved the twenty-second day of March, one thousand eight hundred and fifty-nine, so far as the same relates to the county of Dauphin, and to authorize the appointment of weigh-masters in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That an act, entitled "An Act to abolish the office of sealer of weights and measures in certain counties of this commonwealth," approved the twenty-second day of March, Anno Domini one thousand eight hundred and fifty-nine, be and the same is hereby repealed, so far as it relates to the county of Dauphin; and the provisions of an act approved the fifteenth

Act 22d March, 1859, repealed as to Dauphin county.

day of April, Anno Domini one thousand eight hundred and forty-five, entitled "An Act authorizing the secretary of the commonwealth to distribute copies of the standard of weights and measures, and for the appointment of sealers," be and the same are hereby declared to be in full force and operation in the said county of Dauphin; and the county commissioners of said county are hereby required to see that said act is carried into effect.

Act 15th April, 1845, declared to be in full force.

SECTION 2. That the county commissioners of said county of Dauphin are hereby authorized and required, upon the application of the proprietor or proprietors of any manufacturing establishment within said county, to appoint a weigh-master for such establishment, who shall hold his office for such time as he shall faithfully and properly discharge the duties of his appointment; such weigh-master may be an employee at said establishment, and shall in that case perform his duties as such without special fees or compensation.

County commissioners to have act carried into effect.

SECTION 3. It shall be the duty of the said weigh-master, after having been first duly sworn to discharge his duties faithfully and impartially, to take charge of the scales or other weighing apparatus of the said establishment, and superintend the weighing of all articles sold by weight at said establishment; and certificates of the weight of all such articles, signed by the said weigh-master, shall in all cases be conclusive evidence of the weight of the articles so weighed as between buyer and seller.

To appoint weighmaster on application of proprietor of manufactory.

Duty of weigh-master.

Certificate conclusive evidence of weight.

SECTION 4. Any weigh-master appointed under the provisions of this act, who shall in any manner alter or change any scale, beam or weight after the same shall be adjusted by the sealer, or shall wilfully certify to any false weight, shall be guilty of a misdemeanor, and shall, on conviction thereof, be sentenced to pay a fine not exceeding fifty dollars, and un-

Penalty on weighmaster for altering scales, &c.

Fees.

dergo an imprisonment not exceeding six months : *Provided*, That the fees shall be the same as are allowed for like services in the counties of Allegheny and Philadelphia.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 118.

A Supplement

To an act authorizing the borough council of Bethlehem, Pennsylvania, to purchase the water works, real estate and improvements, of the Bethlehem Water Company, approved thirtieth of March, one thousand eight hundred and sixty-six.

Water commissioners to be elected.

Commissioners and council to constitute water board.

Term of present commissioners to end after election.

Incompatibility of certain offices

Board to elect superintendent.

Compensation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That at each annual election for borough officers in the borough of Bethlehem, the voters of each ward shall elect one person, a resident and tax-payer of that ward, to serve as water commissioner for one year; and which commissioners, so elected, in conjunction with the members of council, shall constitute the water board, and perform the duties of their office as provided by the act approved thirtieth of March, Anno Domini one thousand eight hundred and sixty-six, number one thousand and thirty-five.

SECTION 2. That after the election of water commissioners, in the spring election of one thousand eight hundred and seventy-two, the term of office of the present water commissioners shall terminate, and their powers and functions as water commissioners shall cease from that time.

SECTION 3. That no person shall hold the office of water commissioner, and member of town council, at one and the same time.

SECTION 4. That the members of town council, in conjunction with the water commissioners so elected, within ten days after the spring election in each and every year, shall elect one superintendent; said superintendent not to be one of their own number, who shall have the general superintendence of the water works, subject to the direction of the water board, and who shall receive a proper compensation for his services, to be determined by the water board; but no compensation

shall be paid, neither direct or indirect, to any member of the water board.

SECTION 5. That all laws or parts of laws inconsistent herewith, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 119.

An Act

To fix the places of holding the election for senator for the unexpired term of Henry S. Evans, deceased, in certain townships in the counties of Chester, Delaware and Montgomery.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the special election for senator in the Fifth senatorial district, composed of the counties of Chester, Delaware and Montgomery, ordered by the speaker of the senate to be held March fifteenth, one thousand eight hundred and seventy-two, shall be held in each township, in said district, at the place where the township elections are required by law to be held.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 120.

An Act

To incorporate the Sharon Hall and Market Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That C. G. Caver, James Westerman, T. J. Porter, J. M. Irvine, M. C. Trout, Jesse Reeves, John Ashton, A. N. Curtis, Joseph Forker, George Boyce, Beriah Magoffin, William M'Gilroy, E. A. Wheeler, William Henlan and Abner Applegate, and their successors, all persons who may hereafter be associated with them, be and they are hereby created and erected into a body politic and corporate, in deed and in law, by the name, style and title of the Sharon Hall and Market Company; and by that name shall have perpetual succession, and to be able to sue and be sued, to plead and be impleaded, in any court of law or equity or elsewhere, and shall be able and capable in law and equity to take and hold to them and their successors, either by grant, gift or conveyance, in fee simple, or by devise or lease, any land or real estate, for the purpose of erecting thereon a suitable building or buildings for the use of said company, the erection of which is hereby authorized; and also to take and hold, for the use of said company, any goods and chattels, sum or sums of money, by grant, gift or bargain or sale, and generally to do all and singular the matters and things which shall be lawful for them to do, for the well being and due management of the affairs of said company.
Title.	SECTION 2. The object and purpose of said company shall be to erect suitable buildings and stables on a suitable lot in the borough of Sharon, in the county of Mercer, the same to be used as a public market house, for the sale and vending of meats and vegetables and provisions, and such other articles as the managers may deem proper, and a hall for public meetings, lectures, concerts, exhibitions, and for such other lawful purposes as the managers may direct with reading rooms and libraries for the accommodation of literary societies, et cetera; the said market building, stalls, hall and rooms, or any one or more, or all of them, to be leased or rented or disposed of in such manner, and upon such terms and conditions as the managers shall determine: <i>Provided,</i> That this act shall not be construed to prohibit persons renting stalls in said market, who may send or carry the produce of their farms to market, from selling or exposing for sale their meat, poultry, eggs, butter, cheese, fruit and vegetables, in such quantities, and on such terms, as they may desire in such market.
Powers and privileges.	
Object and purpose.	
Renting of stalls, &c.	
Proviso.	SECTION 3. That the capital stock of said company shall not exceed the sum of fifty thousand dollars, divided into one thousand shares of fifty dollars each.
Capital stock.	

SECTION 4. That the said company shall have power, and it is hereby authorized, to borrow any sum or sums of money not exceeding ten thousand dollars, for the purposes of said company, and in order to secure the payment of the same, shall issue bonds therefor, bearing interest at a rate not more than seven and three-tenths per centum per annum, payable semi-annually, to be secured by mortgage of all, or any part of the real estate, together with the corporate rights and franchises granted by this act, and to annex to said mortgage the privilege of converting the same into the capital stock of said company, at par, at the option of the holders.

Authorized to borrow money and issue bonds.

SECTION 5. That the parties hereinbefore mentioned, or any five of them, may proceed to organize said company, and obtain subscriptions to the capital stock thereof, and after one hundred and fifty shares shall have been subscribed by not less than fifteen persons, and at least ten per centum of the same paid in, they shall provide, by advertisement, for the election of one president, five managers and one treasurer, who shall serve until the second Monday of January, one thousand eight hundred and seventy-three, when the stockholders shall, and annually thereafter, elect a similar board of officers to serve, in like manner, for one year, and until their successors shall be duly elected; and the said managers shall have power to supply all vacancies in the board occasioned by death, resignation or otherwise, but no person shall be elected a manager who shall not be, at the time, a stockholder in said company; and in every election each stockholder shall be entitled to one vote for each share of stock he holds in said company; but no stockholder, whether original subscriber or assignee, shall be entitled to vote at any election or meeting of said company, unless the whole sum called for on the share or shares by him, her or them held at the time, shall have been fully paid and discharged. If from any cause an election of managers shall not be made at the time appointed, the corporation shall not, for that reason, be dissolved, but an election may be held on any subsequent day, thirty days' notice thereof having been given in one newspaper published in the county.

Organization.

Election of president, managers and treasurer.

Vacancies.

Votes.

Failure to elect at time appointed.

SECTION 6. That the said managers shall have power to elect such other officers as may be deemed necessary and expedient for the transaction of the business of the company.

Managers may elect other officers.

SECTION 7. That if any stockholder, whether an original subscriber or assignee, after ten days' notice of the time and place appointed for the payment of any instalment or proportion of the capital stock, shall neglect or refuse to pay the same at the place appointed, for the space of thirty days after the time appointed for payment thereof, such stockholder shall, in addition to the instalment so called for, pay at the rate of one per centum per month for every delay of such payment; and if the same, and additional penalty, shall become equal to the sum or sums before paid by such delinquent stockholder, on account of the share or shares held by him or her, then the said stock may be forfeited by and to the said company, and may be sold by the managers thereof, at public sale, for such price as may be obtained therefor, or in default of

Failure to pay instalments of stock.

payment of any stockholder of such instalments as aforesaid, for the space of sixty days after the time appointed as aforesaid, the president and managers may, at their election, cause suit to be brought against such delinquent stockholder, and recover the same, together with the penalties aforesaid, in the same manner as debts of like amount are now recoverable.

Seal, by-laws,
&c.

SECTION 8. That the said company may make and have a common seal, and the same to renew or alter at pleasure, and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of said company, not inconsistent with or contrary to the laws of the United States or of this commonwealth: *Provided*, That all by-laws must be approved by a vote of two-thirds of the managers, which fact must be recorded in the minutes kept by the board.

Dividends.

SECTION 9. That dividends of so much of the profits of said company as may be deemed advisable by the managers, shall be declared in the months of January and July in each and every year, to be paid at the office of said company, at any time after fifteen days from the time of declaring the same; but said dividends shall in no case exceed the amount of net profits of said company, so that the capital stock thereof shall not be impaired thereby.

May issue certificates of stock

SECTION 10. That said company shall have power, and is hereby authorized to issue certificates of stock at par, in liquidation of the whole or any part of the mortgage debts on the estate or property of said company: *Provided*, That such issue of stock, together with the original shares taken and subscribed from time to time by the stockholders, shall at no time, and in no event exceed one thousand shares at fifty dollars per share, as authorized under the third section of this act of incorporation.

Building, &c.,
exempt from
local taxation.

SECTION 11. That the building stock and bonds authorized by the first, third and fourth sections of this act, shall be exempt from local taxation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 121.

An Act

To authorize the state treasurer to pay M. W. Houser, the sum of two hundred and eighteen dollars and seventy-five cents, for services rendered and expenses incurred in the secret police service during the late war.

WHEREAS, M. W. Houser, a soldier of the late war, was employed in the months of May and June, one thousand eight hundred and sixty-two, in the secret police service of the state by order of governor Curtin :

And whereas, The said M. W. Houser, did render thirty-five days of such service to the state, paying all his own expenses, including horse hire, stage and railroad fare, for which he has received no compensation from the state :

And whereas, There is no authority for the state treasurer to pay the claim of the said M. W. Houser against the state ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be and he is hereby directed to inquire into the facts, to examine and adjust the claim and account of the said M. W. Houser, and if found to be correct, to draw his warrant therefor on the state treasurer in favor of the said M. W. Houser, for the sum of two hundred and eighteen dollars and seventy-five cents.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 122.

An Act

Making the borough of Glasgow, in the county of Beaver, and certain adjacent farms a separate election district.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Borough and
certain adjacent
farms a separate
election district

That the borough of Glasgow, in the county of Beaver, and the farms of Benjamin Dawson, James Little, Benona R. Dawson, William L. Rayl, D. C. Thompson, Jesse Smith's river farm and ferry property, and the Misinger farm, and all included within said lines, shall hereafter constitute a separate election district for all elections, except for township officers, which shall not be affected by this act.

Where first elec-
tion to be held.

Officers.

Place for hold-
ing future elec-
tions.

SECTION 2. The first election shall be held at the public school house in the borough of Glasgow aforesaid, on the second Tuesday of October, in the year of our Lord one thousand eight hundred and seventy-two, by election officers elected by the legal voters present at the time fixed by law for the opening of the polls; and the place for holding future elections shall be determined by ballot, of the qualified voters of said district at said election.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 123.

An Act

To prevent cattle, horses, sheep and hogs from running at large in Oregon township, Wayne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act to prevent cattle, horses, sheep and hogs from running at large in Farmington and Columbus townships, Warren county," approved the fifteenth day of March, one thousand eight hundred and seventy, be and the same is hereby extended to the township of Oregon, Wayne county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 124.

An Act

To extend to Beaver county the provisions of an act, entitled "An Act to change the mode of criminal proceedings in Erie and Union counties," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to change the mode of criminal proceedings in Erie and Union counties," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, be and the same are hereby extended to the county of Beaver.

Act extended to

SECTION 2. That in addition to the fees allowed justices of the peace in section tenth of the act aforesaid, said justices are hereby authorized to charge one dollar and fifty cents in all cases which shall be tried by a jury, under the provisions of said act.

Fees of justices.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 125.

An Act

To repeal so much of the act, entitled "An Act relative to the election of supervisors in the townships of North and South Buffalo and Kittanning, in the county of Armstrong, and defining their duties," approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and seventy-one, as relates to Kittanning township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act, entitled "An Act relating to the election of supervisors in the townships of North and South Buffalo and Kittanning, in the county of Armstrong, and de-

fining their duties," approved the twenty-fourth day of May, Anno Domini on thousand eight hundred and seventy-one, as relates to the township of Kittanning, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 126.

An Act

Relative to the compensation of the commissioners of Delaware county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from the first Monday in February, Anno Domini one thousand eight hundred and seventy-two, to the first Monday in February, Anno Domini one thousand eight hundred and seventy-five, inclusive, the county commissioners of Delaware county shall each receive out of the county treasury, the sum of three dollars per day, for each and every day necessarily employed by them or either of them, in attending to the duties of their office.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 127.

An Act

To prevent trespassing upon railroad cars in the county of Berks.

WHEREAS, Minors and other persons frequently enter upon and into, and be upon railroad cars in the county of Berks, contrary to the rules of the corporations owning such cars, and for the purpose of being, riding and traveling thereon without any payment of fare, and by entering upon and leaving such cars, serious and fatal accidents have occurred; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That any person being in or upon, or entering in or upon any railroad car in the county of Berks, whether the same be passenger, freight, coal or other car, with the intention of being, riding or traveling in or upon such car, contrary to the rules of the person, persons or corporation owning the same, and with the intention of being in or upon, riding or traveling upon such car without paying fare, shall forfeit and pay a penalty of not more than five dollars, which penalty shall be paid to the treasurer of the school district in which said offence was committed, for the use of said district.

Preamble.
Penalty for trespassing upon cars.

SECTION 2. Any constable or police officer having knowledge of the violation of this act, may forthwith arrest such offender and take him before any judge, alderman or justice of the peace, or such offender may be arrested by a warrant or capias issued by such magistrate, upon information duly made on oath or affirmation; and said magistrate shall proceed to hear and determine the matter in issue, and if he shall convict the person so charged with the violation of the provisions of this act, he shall proceed to pronounce the forfeiture which he shall adjudge against the person so convicted; and if the person so convicted, refuse or neglect to satisfy such forfeiture immediately, with costs, or produce goods and chattels whereon to levy the said forfeiture, together with costs, then the said justice shall commit the offender to the Berks county prison for a period not exceeding ten days.

Offenders may be arrested and taken before magistrates.

Proceedings by magistrate.

When offenders to be committed to prison.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED.—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 128.

An Act

Relative to notaries public, and justices of the peace, in the county of Tioga.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the office of notary public shall not be incompatible with the office of justice of the peace in the county of Tioga: *Provided,* That justices of the peace shall not have jurisdiction, in said county, to try any suit arising upon paper protested by them as notary public.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN.

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 129.

An Act

Authorizing the auditor general to examine the claim of Catharine Calhoun, of Allegheny city, widow of James Calhoun, deceased, for said James Calhoun recruiting a company of volunteer infantry, et cetera.

Preamble.

WHEREAS, James Calhoun, late of Allegheny city, Pennsylvania, did recruit a company of infantry of Pennsylvania volunteers, which company was afterwards consolidated with another company, and was duly mustered into the service of the United States, and whilst so recruiting did expend certain sums of his private money in paying the boarding and lodging of said volunteers, no part of which was ever repaid to him, nor did he ever receive any pay or allowance for his said recruiting service:

And whereas, The said James Calhoun was afterwards, on the thirty-first day of May, one thousand eight hundred and sixty-two, killed at the battle of Fair Oaks, in the state of Virginia, whilst in the military service of the United States,

and has left surviving him a widow and two small children, who are in indigent circumstances; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be and he is hereby authorized to examine the claim of Catharine Calhoun, of Allegheny city, Pennsylvania, widow of James Calhoun, deceased, for the said James Calhoun's recruiting, as captain, a company of volunteer infantry, from the first day of July, one thousand eight hundred and sixty-one, till the first day of January, one thousand eight hundred and sixty-two; and if he shall find such services were rendered by the said James Calhoun, on proper authority, or that he expended money for recruiting men, who actually went into the United States service, he shall allow what shall equitably or justly compensate the said widow and heirs of said James Calhoun for such service, and the money so expended by him, and draw his warrant on the state treasurer for the amount.

Auditor general
to examine
claim.

To draw war-
rant for amount
allowed.

SECTION 2. The state treasurer is hereby authorized to pay to Mrs. Catharine Calhoun, of Allegheny city, Pennsylvania, widow of James Calhoun, deceased, out of any money in the treasury not otherwise appropriated, the amount of any warrant drawn by the auditor general under the provisions of the first section of this act; and the enrolment tax on this act, be and the same is hereby remitted.

State treasurer
authorized to
pay warrant.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 130.

A Supplement

To an act to incorporate the Harrisburg Market Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for the expiration of the act to incorporate the Harrisburg Market Company, approved the thirtieth day of March, Anno Domini one thousand eight hundred and sixty, is hereby extended for ten years from the time of its present limitation; and said company is hereby authorized to issue

Charter extend-
ed.

May issue coupon bonds. coupon bonds, secured by mortgage on the real estate of the corporation, at a rate of interest not exceeding eight per centum per annum.

Substitution. SECTION 2. That "borough," where it occurs in the act to which this is a supplement is hereby stricken out, and "city" substituted in its place.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 131.

An Act

To exempt certain church property in Mechanicsburg, Cumberland county, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the parsonages of the Methodist Episcopal church and of the Church of God, situate in the borough of Mechanicsburg, Cumberland county, be and the same are hereby exempt from taxation, except for state purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 132.

A Supplement

To the charter of the Duquesne Grays, of the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the privileges granted to the active members of the Duquesne Grays, of the city of Pittsburg, by an act of assembly dated the first day of March, Anno Domini one thousand eight hundred and seventy, is hereby extended to members contributing annually to the same, the sum of fifteen dollars: *Provided,* That the number of such contributing members do not exceed the number of active and uniformed members of the said Duquesne Grays of the city of Pittsburg.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 133.

An Act

To incorporate the Beaver College and Musical Institute.

WHEREAS, The stockholders, friends and patrons of the Beaver Seminary and Institute, purpose the erection of large additional buildings, and desire to elevate the grade of the institution to that of a first class college; therefore, Preamble.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate name of the Beaver Seminary and Institute be and is hereby changed to Beaver College and Musical Institute, and the same is hereby erected and established at the town of Beaver, in Beaver county, in this commonwealth, a college for the education of persons of both sexes, in all the branches of learning usually taught in the colleges and seminaries of the United States, and also in such other of the fine arts as may be authorized by the board of trustees. College established.

SECTION 2. The name, style and title of the institution and the constitution thereof, shall be as follows:

Name.

Powers and privileges.

Article 1. The said institution shall be hereafter and forever called and known by the name and style of Beaver College and Musical Institute; by that name it shall have perpetual succession and have the right to adopt and use a common seal, and the same to change at pleasure, shall be capable of suing and being sued, of purchasing and taking by gift, grant, devise or otherwise for the use of the said college, all manner of real and personal estate, and of holding, managing and disposing of the same in like manner as any other body politic, under the laws of this commonwealth.

Present property and moneys raised to purchase ground, considered capital stock.

Article 2. The present property of the Beaver Seminary and Institute, and all moneys that may be raised for the purchase of additional ground, the erection of new buildings or the purchase of apparatus, et cetera, for the institution, shall, for the purposes of this incorporation, be considered in the light of capital stock, and be divided into shares, each share representing ten dollars of the money actually contributed for the purposes stated.

Right to shares.

Article 3. Each stockholder of the Beaver Seminary and Institute shall be entitled to as many shares in the Beaver College and Musical Institute, as he holds shares in the Beaver Seminary and Institute, and each new contribution shall entitle the contributor to one share for every ten dollars contributed.

Register to be kept.

Article 4. A register shall be kept containing the names of all shareholders, with the number of shares held by each; and no share shall be transferred except on said register, by the shareholder in person, or in case of his decease, by his legal representative in the presence of, and attested by the secretary of the board of trustees.

Transfer of shares.

Shares considered personal property.

Article 5. The shares shall be considered personal property and shall pass to the heirs-at-law by will or descent, as other personal property, and by assignment pursuant to the fourth article of this charter.

Each shareholder a corporator.

Article 6. Each shareholder shall be a corporator under this charter, and shall be entitled to a voice and vote in all meetings of the corporation.

Management.

Article 7. The said college and musical institute shall be under the management, direction and government of a board of trustees, to be elected and constituted as hereinafter directed, subject however, to such by-laws, rules and regulations as may be prescribed by the corporators.

Annual meeting of corporators.

Article 8. The annual meeting of the corporators shall be held on the day of the annual commencement of the college, at three o'clock P. M., in the college hall, or at such other time and place as may be fixed by the by-laws; at this meeting fifteen persons shall be elected as trustees, to serve for the ensuing year, and until their successors shall be duly elected; and until the first election under this charter, the following persons shall be the trustees, namely: Daniel Agnew, M. Weyand, Thomas M'Creary, Rev. J. W. Baker, J. W. F. White, Rev. D. P. Lowary, Rev. W. H. Locke, Henry Hice, Cyrus Clarke, J. V. M'Donald, D. R. Davidson, George W. Hamilton, Samuel J. Cross, J. S. M'Nutt, Isaac N. Atkins.

First trustees.

Article 9. The election of trustees shall be by ballot, and shall be conducted in such manner as may be fixed in the by-laws. Each shareholder shall have one vote for each share he holds, not exceeding twenty; for every five shares over twenty, and not exceeding one hundred, one additional vote; and for every ten shares over one hundred, one additional vote: *Provided however,* That no shareholder shall, in any case, have more than one hundred votes.

Article 10. Every person owning one hundred shares shall be called a life trustee; every person owning five hundred shares shall be called a life director, and every person owning one thousand shares shall be called a life patron of the college, and by virtue of such ownership, shall be members of the board of trustees.

Article 11. The corporation shall have power to ordain and establish such by-laws, rules and regulations as may be deemed necessary for the prosperity of the institution and the proper management of its affairs: *Provided however,* That no by-law, rule or regulation shall be adopted, changed or modified, except at a regular annual meeting of the corporators: *And provided further,* That no by-law, rule or regulation shall be repugnant to the constitution and laws of the United States or of this state.

Article 12. The faculty of the said college and musical institute, shall consist of such masters and instructors as may be defined and established by the board of trustees; the head or principal shall be called the president of the college, and the others professors; the president shall always be a member in good standing of the Methodist Episcopal church, and shall be elected by the board of trustees; the professors shall be elected by the board of trustees on the nomination of the president of the college.

Article 13. The president and faculty shall have the power of enforcing the rules and regulations adopted by the board of trustees, for the government of the pupils, and of granting such rewards and diplomas as the board may authorize; they shall also have the power by and with the advice and consent of the board of trustees, of granting and conferring such degrees in the liberal arts and sciences, upon the graduates of the college, and upon others of literary and scientific attainments, as are usually granted and conferred by other colleges and universities of the United States.

SECTION 3. No misnomer of the said corporation shall defeat any gift, grant, devise or bequest to or for the same: *Provided,* It sufficiently appear that the party or parties making such gift, grant, devise or bequest, intended the same to or for the corporation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

Election of trustees.

Life trustees,
life directors
and life patrons.

By-laws, rules
and regulations

Faculty.

President.

Powers of president and faculty

Misnomer.

No. 134.

An Act

Authorizing the German United Evangelical church of Saint Paul's congregation, of the city of Allegheny, to remove the dead from their old burial ground, and sell the same.

Preamble.

WHEREAS, The German United Evangelical church of Saint Paul's congregation, of the city of Allegheny, in its corporate capacity purchased from Christian Snively, for a burial ground, four lots of ground, fronting on the east side of Lowry street one hundred feet, (100,) depth two hundred and twenty feet, (220,) being lots number thirty, thirty-one, thirty-two and thirty-three in plan of C. Snively, by deed dated the nineteenth day of September, Anno Domini one thousand eight hundred and forty-six, recorded in Allegheny county, deed book volume ninety-four, page four hundred and forty-three; and also from J. G. Eisenbeis, for the same purpose, three lots of ground, adjoining the aforesaid lots on the west, fronting on the east side of Lowry street seventy-five feet, (75,) and depth two hundred and twenty feet, (220,) being lots thirty-four, thirty-five and thirty-six in aforesaid plan, by deed dated the twenty-sixth day of May, Anno Domini one thousand eight hundred and fifty-five, recorded in aforesaid county, deed book volume one hundred and eighteen, page three hundred and seventy-six, all of which was then in Reserve township, county aforesaid, but now in the corporate limits of the city of Allegheny:

And whereas, By the growth of the aforesaid city, it has become proper and necessary that the said burial ground should be vacated for burial purposes, and to have the same sold and appropriated to other uses; the congregation have purchased, and laid out and opened, a large cemetery contiguous to said city, which has been in use for some time, and to which have been removed many bodies from the aforesaid old burial ground, and for these reasons it is very proper and desirable to have said bodies removed to a more suitable place; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall be unlawful to make interments in the said burial ground, and after the removal of the bodies therein, as provided for in this act, the same shall be vacated for burial purposes.

Interments in
burial ground,
prohibited.

Trustees au-
thorized to re-
move bodies.

Notice to be
given.

SECTION 2. That the trustees of said church congregation are hereby authorized to have all the bodies removed from the old burial ground, and have them decently interred within the limits of their new cemetery, at the cost of said congregation: *Provided however,* That before removing any of said bodies, they shall publish, for four consecutive weeks, in two

newspapers of the city of Pittsburg, a notice declaring their intention to remove said bodies thirty days after the expiration of said notice to do so, in pursuance of this act, if the same are not removed by the relatives of said decedents within that time, said trustees to furnish them with a suitable place, in their new cemetery, for interment of the same, without additional cost to the relatives.

SECTION 3. After the removal of the bodies, as provided for in the preceding section, the said trustees are hereby authorized and empowered to sell said burial ground, at public or private sale, and either as a whole or divided into lots, as they may deem most advisable, and most likely to realize the most money, and to make, execute and deliver to the purchaser or purchasers a deed or deeds therefor; which deed or deeds shall vest in the said purchaser or purchasers a perfect and indefeasible fee simple title, free and clear from all claims, or interest, of said congregation in said burial ground.

Authorized to sell burial ground.

SECTION 4. The proceeds of said sale or sales shall be applied, by the said trustees, as follows: First. To the payment of the expenses of removing said bodies; and second, the residue, after defraying other necessary or incidental expenses, shall be paid to the treasurer of said congregation, and used for the general benefit of the church.

How proceeds of sale to be applied.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 135.

I Supplement

To an act, entitled "An Act to incorporate the Honesdale Law and Library Association, in Wayne county," approved the nineteenth day of February, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "A supplement to an act, entitled 'An Act to incorporate the Honesdale Law and Library Association, in Wayne county,' approved the nineteenth day of February, one thousand eight hundred and sixty-nine," approved the first day of April, one thousand eight hundred

and seventy, be and the same is hereby repealed, and the officers of said associations, now in office, shall continue therein until the next election, held in pursuance of the provisions of the act to which this is a supplement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 136.

An Act

To extend the provisions of an act, entitled "An Act to empower the sheriff and prothonotary of Schuylkill county to sue for their fees, to the county of Clinton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act to empower the sheriff and prothonotary of Schuylkill county, to sue for their fees," approved the twentieth day of March, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended to the county of Clinton.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 137.

A Supplement

To an act, entitled "An Act providing for the election of supervisors in Upper Mount Bethel township, Northampton county, and for the erection of a board of supervisors of highways in said township, and limiting the assessment of taxes for road purposes," approved April twenty-sixth, one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the third section of the act to which this is a supplement, be so amended as to require the said board of supervisors to meet within twenty days after their election, for the purpose mentioned in said section; also, that the sixth section be so amended, that the board of supervisors shall be required to meet within thirty days after their election, for the purposes mentioned in said section.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 138.

A Further Supplement

To an act, entitled "An Act to incorporate the Apprentice's Library Company of Philadelphia," passed the second day of April, Anno Domini one thousand eight hundred and twenty-one.

WHEREAS, The managers of the Apprentice's Library Company of Philadelphia, have represented to the legislature, that the company now possesses a large and valuable collection of books, which the managers desire to make more extensively useful, but state that they are unable to do so, in consequence of the amount to which their income is restricted; therefore, in order to enable the said company to extend its sphere of usefulness:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall and may be lawful for the Apprentices' Library Company of Philadelphia, to take, receive, have, hold and enjoy any real and personal estate: *Provided*, The whole clear annual income thereof shall not exceed the sum of twenty thousand dollars, any law to the contrary thereof in anywise notwithstanding.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 139.

An Act

To confer additional powers on the Pittsburg and Castle Shannon Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Additional powers conferred.

That the Pittsburg and Castle Shannon Railroad Company, a corporation existing under and in accordance with the provisions of an act of the general assembly of this commonwealth, entitled "An Act to authorize the formation and regulation of railroad corporations," approved April fourth, Anno Domini one thousand eight hundred and sixty-eight, shall have full power and ability of granting and receiving, in its corporate name, all kinds of property, real, personal and mixed, and of holding lands, in fee simple, not exceeding two thousand acres, and improving the same, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, mining, leasing or disposing of privileges to work or mine such lands, or any part thereof, and to erect houses, and such other buildings and works as may, in the opinion of the directors of the corporation, appertain to said business, or may be convenient for the purposes of, or may, in the opinion of the board of directors, be profitable for said company, and to use, let, lease or work the same, and to grant, sell and dispose of all its property, or any part thereof, and the products of all such lands, mines and works as they may deem proper, with power to mortgage and incumber all its property.

Powers of board of managers.

SECTION 2. The board of managers of said company, and the same from time to time elected, may exercise all and sin-

gular the powers and privileges herein granted, or in any way whatsoever possessed by, or granted to, said company, and may authorize one or more of its officers, or directors, to exercise all or any of the same; may supply all vacancies in the board of managers, or any of its officers; may provide for the forfeiture of any and all stock on non-payment, for the space of thirty days, of instalments falling due thereon from the respective holders thereof; also for the appointment and compensation of the different officers and employees of the company, which officers may, or may not, be directors; may also make, alter and amend by-laws, not contrary to law, for the management of its property, and regulation of its business and affairs, for the transfer of its stock, for the number of directors to be chosen at the next election, which number shall not exceed thirteen, for the time, place and manner of holding election for president and directors; and the present board of managers may increase the number of directors, composing said board, to a number not exceeding thirteen, by choosing additional stockholders, to serve as such until the next election; and may also receive subscriptions to the stock of said company, upon such terms as they may deem expedient; and the terms upon which subscriptions to said stock have heretofore been received by them, are hereby made and declared lawful, and said terms shall not be construed to have operated, or to operate, as insufficient to have authorized, or to authorize, the carrying into effect the provisions of the act under which this said company was created.

Present board may increase number of directors.

May receive subscriptions to stock.

Terms of former subscriptions validated.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 140.

An Act

To annul the marriage contract between Charles E. Davis and Hannah B. Davis.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract between Charles E. Davis and Hannah B. Davis, his wife, be and the same is hereby declared null and void, and the said parties are hereby released, set

free and discharged from said contract, and the duties and obligations thereunder, as fully, effectually and absolutely as if said marriage contract had never been made.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 141.

An Act

To repeal an act, entitled "An Act authorizing the levying and collection of a tax in the township of Jackson, Monroe county, for re-payment of money advanced to pay the commutation of persons drafted into the military service of the United States," approved April fifth, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act authorizing the levying and collection of a tax in the township of Jackson, Monroe county, for re-payment of money advanced to pay the commutation of persons drafted into the military service of the United States," approved on the fifth day of April, Anno Domini one thousand eight hundred and seventy, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 142.

An Act

Creating the borough of Wheatland, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That all the territory in the county of Mercer, Pennsylvania, Territory.
embraced within the following limits, to wit: Beginning on the east side of the Shenango river, in centre of public road; thence along public road, along south line of Enoch Ulp, east (19) nineteen perches to north-west corner of Owen Gard's land; thence through land of Enoch Ulp, north fifty-seven degrees ninety perches to south side of towing-path of Erie Extension canal; thence across canal and along line of Enoch Ulp and Andrew Shilling, north one-half degree east (58) fifty-eight perches to a post; thence across lands of Andrew Shilling, James Wood, Sons & Co., and Henry Shilling, north eighty-seven and one-half degrees, east one hundred and sixty-one perches to a post on line of J. L. Weaver & Bro.; thence along line of James Wood, Sons & Co., and J. L. Weaver & Bro., north one-half degree west thirty-five and thirty-six-hundredth perches to a post, north-west corner of J. L. Weaver & Bro.; thence along line between N. J. Rankin and J. L. Weaver & Bro., north eighty-nine and one-half degrees east fifty and forty-two-hundredth perches to north-east corner of J. L. Weaver & Bro.; thence along line between Elmer T. Reed and J. L. Weaver & Bro., south one-half degree east sixty-one and thirteen-hundredth perches to centre of Middlesex road; thence along road south eighty-five degrees east two and thirty-six-hundredth perches to a post; thence along line of J. L. Weaver & Bro., on the west, and Elmer T. Reed and John Boneback on the east, south five degrees east eighty perches to berm bank of Erie Extension canal; thence along berm bank north sixty-three and one-half degrees west eleven and sixteen one-hundredth perches; thence north seventy-six and three-quarter degrees west eighteen and four-hundredth perches; thence north eighty-one and three-fourth degrees west ten perches; thence north eighty-eight degrees west twenty and sixty one-hundredth perches to a post south-west corner of J. L. Weaver & Bro.; thence across the canal and along line between Woodward and James Wood, Sons & Co., south one-half degree east two hundred and twenty-three perches to the north bank of the Shenango river; thence along and up the north bank of the river by land of James Wood, Sons & Co., south seventy-eight and one-half degrees west ten and fifty-six hundredth perches; thence south seventy-three and one-half degrees west twenty-eight and six-

hundredth perches; thence south eighty-nine and three-fourth degrees west thirty-seven perches; thence south seventy and one-fourth degrees west eighty-one perches; thence north seventy-six and one-fourth degrees west four and four-hundredth perches to an elm, the south corner of Andrew Shilling's land; thence continuing up said river, by land of Andrew Shilling, north twenty-six and three-fourth degrees west seven and six-hundredth perches; thence north four and one-fourth degrees east twenty-two perches; thence north thirteen degrees west fourteen perches; thence north thirty-six and one-half degrees west twenty-four and eight-hundredth perches; thence north fifty-six and three-fourth degrees west twelve and sixty-seven-hundredth perches; thence north seventy-one and one-fourth degrees west eleven and three-hundredth perches; thence south eighty and one-half degrees west twenty-five and five-hundredth perches; thence north eighty-seven and one-fourth degrees west sixteen perches; thence north seventy-six and one-half degrees west sixteen perches; thence north fifty-one degrees west seventeen and two-hundredth perches; thence north forty-two and one-half degrees west twenty-three perches; thence north four and one-half degrees east seven perches; thence north twenty-eight degrees east eleven and six-hundredth perches; thence north sixty-seven and one-fourth degrees east eighteen and sixty-five-hundredth perches, to a sycamore; thence across the river north twenty-three degrees east sixteen and five-hundredth perches to a post, on south line of Edward Clark, Esq.; thence along south line of said Clark, south eighty-nine and one-half degrees west thirty-two perches, to the centre of Wheatland Coal railroad; thence along railroad north fifteen degrees east twenty-two and one-hundredth perches; thence north eighteen and one-half degrees east ten perches; thence north twenty-five and one-half degrees east ten perches; thence along railroad bridge over said river north thirty-two and one-half degrees east fifteen and forty-four hundredth perches, to east side of river; thence up river by land of James Wood, Sons & Co., north twenty-six degrees west nine and seventy-five-hundredth perches; thence north two and one-fourth degrees east twelve perches; thence eleven and one-fourth degrees east twenty-eight perches, to the place of beginning, be and the same is hereby constituted and incorporated as a borough, under and subject to the general borough laws of this commonwealth, except as hereby additionally provided, and with the name, style and title of the borough of Wheatland, in the county of Mercer.

Incorporation.

Name.

First election
for borough officers.

SECTION 2. That the first election for borough officers shall be called by the sheriff of said county of Mercer, within sixty days after the passage of this act, and shall be conducted according to existing laws; the said sheriff shall give at least ten days' notice, after having prepared a ballot box, and fixed the place where such election, in said borough, shall be held, by printed handbills, posted in at least ten public places in said borough, of the time and place where said election will be held; for which service, including all bills for printing, and other expenses, he shall receive the sum of twenty-five

dollars, to be paid out of the first taxes levied by said borough; at such election, Edward Clark shall act as judge, and H. C. McCoy and Christopher Lewis, as inspectors thereof, and give certificates to those candidates who are duly elected; and in case of the neglect, inability or refusal of any of them to serve, the place of such shall be filled by the citizens assembled at the opening of the polls; that all subsequent elections shall be held on the second Tuesday of October in each year.

Subsequent elections.

SECTION 3. That the council of the said borough, in addition to the powers conferred by the general borough laws, shall have power either to pave the roadway, or curb and pave the side-walks of the streets therein, or any portion of the said streets therein, or any portion of said streets not less than three hundred feet in length, or to make the necessary sewers, or to pave, curb and pave, and make sewers, and to borrow money to pay for the same, at any rate of interest not exceeding eight per cent per annum, and to levy a special tax to pay the loan so created, for ten successive years, of one-tenth of the cost of the work, without interest, upon the lands fronting upon the streets so paved, or in which such sewers are so laid, and to collect the same as other taxes are collected: *Provided*, That such special tax for any, or either of said purposes, shall be levied upon the said lands, in proportion to their extent of front on said streets: *And provided further*, That no such special tax shall be levied, unless the work shall have been done upon the written application of two-thirds of the owners of the lands fronting on such streets or portions aforesaid of such streets, or the owners of two-thirds in value of front of such lands.

Powers of council.

Special tax.

SECTION 4. That the said borough shall constitute a separate school and election district, and the first Burgess and council shall fix a central location for holding the elections thereafter.

A separate school and election district.

Place for holding elections.

SECTION 5. That one of the justices to be elected within said borough, shall be elected as a police justice, and on the ballot, and over the name of the person running for said office, shall be printed "for police justice;" and said police justice shall have all the powers and jurisdiction, and perform all the duties provided by an act, entitled "An Act to provide for the appointment of a police justice in the city of Erie," and approved the eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

Police justice to be elected.

His powers, jurisdiction and duties.

SECTION 6. In addition to the powers conferred by existing borough laws, the Burgess and common council of said borough, shall have power and authority to enact and enforce all laws and ordinances which may be necessary to secure peace and prosperity, afford protection to person and property, suppress vice and intemperance, and to ensure health and morality to the people and within the limits of said borough: *Provided*, That nothing in this act shall be construed, so as to relieve the territory, hereby created into a borough, from liability from its just proportion of existing debts of the township from which it is hereby separated.

Burgess and council may enact laws to secure peace, suppress vice, &c.

Repeal.

SECTION 7. All acts or parts of acts inconsistent herewith, be and the same are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 143.

A Further Supplement

To an act authorizing the city of Altoona to provide a supply of water and to borrow money, approved the ninth day of March, Anno Domini one thousand eight hundred and seventy-one, amending the sixth and seventh sections thereof.

Sixth section of
former act
amended.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sixth section of an act authorizing the city of Altoona to provide a supply of water and to borrow money, approved the ninth day of March, Anno Domini one thousand eight hundred and seventy-one, be and the same is hereby amended so as to read as follows, viz: That the said corporate authorities are hereby authorized and empowered, for the purpose of carrying into full effect the provisions of this act, to borrow in the name and upon the faith, credit and responsibility of said city, such sum or sums of money, not exceeding in the whole two hundred thousand dollars, as they may deem necessary for the aforesaid purpose, and to issue bonds or certificates of indebtedness in the name of the city of Altoona, under the corporate seal, attested by the signatures of the mayor, president of the council and secretary thereof, to the purchaser or purchasers of said loan, in such sums as the city authorities may see proper, and bearing such rate of interest not exceeding eight per centum per annum, as may be agreed upon; and also to borrow money in the manner aforesaid, for the purpose of redeeming and paying off such loans, and shall have all power necessary for levying, assessing and collecting an annual tax, not exceeding twelve mills on the dollar of the assessed valuation of property, professions, trades and occupations in said city, taxable for city purposes, for the purpose of paying the interest and redeeming and paying off such loans: *Provided*, That any such loans shall be subject to the payment of state tax only.

Seventh section
amended.

SECTION 2. That the seventh section of said act be and the same is hereby amended so as to read as follows, viz: That

all moneys received or realized from the sale of bonds issued in pursuance of the provisions of this act, together with all water rents, income or profit from the water works, and all taxes collected under and in pursuance of the provisions of this act, shall be kept apart from the other moneys belonging to the corporation, and shall be designated the water fund, and shall be expended only in the construction, maintenance and repair of said works, the payment of the interest on said bonds, or in the payment and redemption of said bonds.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 144.

A Supplement

To an act, entitled "An Act to incorporate the Marine Hospital of Philadelphia," approved the second day of June, Anno Domini one thousand eight hundred and seventy-one, correcting a clerical error.

WHEREAS, On the passage of said act to incorporate the Marine Hospital of Philadelphia, through the house of representatives, it was provided in the sixth section of the same, that the property of said hospital should be exempt from taxation; and on the passage of said act through the senate, said sixth section was amended, so as to read, "that the property of the said hospital shall be exempt from taxation, except for state purposes," which amendment was concurred in by the said house of representatives:

And whereas, In transcribing said act, the clerk omitted so much of said sixth section as relates to the exemption of the property of said hospital from taxation; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the property of the said Marine Hospital, of the city of Philadelphia, be and the same is hereby exempt from all taxation, except for state purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 145.

An Act

Authorizing the board of control of the common schools of the city of Allegheny to make rules and regulations, and appropriate funds to maintain a library for the benefit of the public schools and citizens of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the board of control of the public schools of the city of Allegheny shall have power to appropriate from the school funds, such sums of money as may be necessary to maintain a library within said city, for the use of the teachers, pupils of the public schools, and citizens of Allegheny, and also to make such rules and regulations as may be necessary for the maintenance, government and care thereof.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 146.

An Act

Validating certain conveyances of real estate to the county of Erie, and authorizing the commissioners of Erie county to sell and convey the same.

WHEREAS, C. W. Keller, late treasurer of Erie county, being a defaulter as such treasurer, conveyed, with his wife Ellen M. Keller, to the said county certain real estate, in part payment of the moneys for which the said Keller was liable as such treasurer, to wit: One piece or parcel of land situated in the city of Erie, Erie county, Pennsylvania, bounded and described as follows, to wit: Beginning on the west line of Sassafras street, and the south line of a street running westwardly from Sassafras street to Myrtle street, and laid down on the map of the city of

Erie, by Beers, Ellis and Soule, as Crandall street; thence running in a westerly direction, at right angles with Sassafras street, along the south line of said Crandall street one hundred and twenty (120) feet; thence in a southerly direction, parallel with Sassafras street, ninety (90) feet; thence in an easterly direction, parallel with said Crandall street, one hundred and twenty (120) feet, to the west side of Sassafras street; thence in a northerly direction, along the west line of Sassafras street, (90) feet, to the place of beginning, being part of out-lot number one hundred and fifty-five; also one other piece or parcel of land situated in said city of Erie, bounded and described as follows, to wit: Being lot number twenty-five hundred, (2500), as originally laid out and numbered in the second section in the town of Erie, Pennsylvania, bounded on the west by lot number two thousand four hundred and ninety-seven, on the north by lot number two thousand four hundred and ninety-nine, on the east by lot number two thousand five hundred and one, and on the south by Fifth street, being eighty-two and a half feet wide, easterly and westerly, and one hundred and sixty-five feet deep, with all the buildings and improvements on said lots; and it is deemed prudent to validate said conveyances, and to authorize the said commissioners to sell and convey the same, by an act of the general assembly of the commonwealth of Pennsylvania; therefore,

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the transfers and conveyances of C. W. Keller, late treasurer of Erie county, Pennsylvania, and Ellen M. Keller, his wife, to the county of Erie, for the use of said county, of the above described pieces or parcels of land by deeds dated November the seventh, Anno Domini one thousand eight hundred and seventy, are hereby validated and confirmed, and the commissioners of Erie county are hereby authorized and empowered to sell the same to any purchaser or purchasers thereof, for such price or prices as they can obtain, and to execute a deed or deeds of conveyance therefor, signed by them or a majority of the board, with the seal of their office attached.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 147.

An Act

To enforce the payment of poor taxes on unseated lands, in the county of Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever poor taxes assessed on unseated lands in any of the townships of the county of Centre, shall not be voluntarily paid by the owner or owners thereof, the overseer or overseers of the poor of said township or townships shall certify the same to the county commissioners, who shall enforce the collection thereof, with the taxes on unseated lands for county purposes, and when so collected, it shall be paid to the overseers of the poor of said township or townships, by orders drawn on the county treasurer by said overseers of the poor.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 148.

An Act

Increasing pay of referees and witnesses before justices of the peace in Armstrong county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the compensation of referees in attendance upon any cause referred from before any justice of the peace in and for the county of Armstrong, shall be one dollar and fifty cents per day; and the compensation of witnesses in attendance before the several

justices of the peace, or before referees, shall be seventy-five cents per day in said county.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 149.

A Further Supplement

To an act, entitled "An Act to empower the sheriff and prothonotary of Schuylkill county to sue for fees," approved March twentieth, one thousand eight hundred and sixty-nine, extending the provisions of the same to the county of Tioga.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, approved March twentieth, one thousand eight hundred and sixty-nine, entitled "An Act to empower the sheriff and prothonotary of Schuylkill county to sue for their fees," be and the same are hereby extended to the county of Tioga.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 150.

An Act

To regulate the practice of medicine in the county of Tioga.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Who may practice medicine or surgery.

That from and after the first day of June, Anno Domini one thousand eight hundred and seventy-two, it shall be unlawful for any person to commence or continue the practice of medicine or surgery, in the county of Tioga, who has not or shall not have graduated with the degree of doctor of medicine, and received a diploma from a chartered medical college or other institution authorized to grant diplomas, after due course of discipline, study and attendance therein: *Provided*, That the provisions of this section shall not apply to persons who have, or shall have been eight years in continuous regular practice, though they may not have graduated as aforesaid, nor to persons who shall have read medicine under the instruction of a regular practicing physician, qualified to practice as aforesaid, for the term of three years, and received from such preceptor, and two other practicing physicians of said county, qualified to practice as aforesaid, a certificate in writing, and signed by them, stating that they have examined him fully, and found him well read in the sciences of medicine and surgery, and qualified to practice the same.

Transient practice regulated.

SECTION 2. Any person who shall attempt to practice medicine or surgery, by opening a transient office within said county, or who shall by handbill, or other form of written or printed advertisements, assign such transient office, or other place, to meet persons seeking medical or surgical advice or prescription, shall, before being allowed to practice as aforesaid, appear before the clerk of the court of quarter sessions of said county, and shall furnish satisfactory evidence to such clerk that the provisions of section one of this act have been complied with, and shall, in addition, take out a license for one year, and pay into the county treasury, for the use of said county, the sum of two hundred dollars therefor; whereupon it shall be the duty of such clerk to issue to such applicant a proper certificate of license, on payment of the fee of two dollars for his services: *Provided*, That the provisions of this act shall not apply to druggists or dentists: *And provided further*, That physicians and surgeons having the qualifications prescribed in section one of this act, and commencing practice in the county aforesaid, with the *bona fide* intention of residing permanently therein, shall not be subject to the provisions of this section.

Penalty for violating provisions of act.

SECTION 3. Any person violating any of the provisions of this act, shall be deemed guilty of a misdemeanor, and on conviction shall pay a fine not exceeding five hundred dollars, one-half for the use of the county and one-half for the use of the prosecutor, or in default thereof shall be imprisoned in the county jail of said county for a term not exceeding one year.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 151.

An Act

Relating to sheriffs' deeds in Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no grant, bargain and sale, or deed of conveyance of any bonds or real estate heretofore made by any sheriff of Washington county, upon any judicial proceeding out of the court of common pleas of said county, to any *bona fide* purchaser, and acknowledged in open court, shall be adjudged invalid, defective or insufficient in law, by reason of any informality in the recital or in the body thereof, or misnomer therein of the writ of execution; but all such grant, bargain and sales or deeds of conveyance, shall be good and valid to transfer the interest of the defendants in such real estate so sold: *Provided*, This act shall apply to no case wherein the process, judgment and proceedings shall not be regular or according to law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 152.

An Act

Relating to the constables of Delaware county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all acts or parts of acts which require constables regularly to make return at each term of the court of quarter sessions, of retailers of spirituous liquors, and whether any place is kept within their respective bailiwicks for the sale of intoxicating liquors in violation of law, and also all laws or parts of laws which require constables to make return at the

Acts requiring constables to make certain returns, repealed.

To make return
of disturbances
at elections.

Pay and mile-
age.

next term of the proper court, after any general election, whether or not any disturbance occurred at such election, be and the same is hereby repealed, so far as relates to the making of such return or returns, at each term of the court in the county of Delaware; but constables are hereby required to make return to the proper court of said county, in all cases of such violation or disturbance at any election aforesaid.

SECTION 2. Constables elect, who appear at the next court of quarter sessions of said county after the election, to accept or refuse the office, shall receive the same pay and mileage as is allowed for making the return aforesaid.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 153.

An Act

To authorize the Lehigh Hydraulic Cement Company to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Lehigh Hydraulic Cement Company shall be and hereby is enabled and authorized to borrow money, or secure any indebtedness created by them, by issuing bonds with or without coupons attached thereto for the same, to be secured by mortgage to be given and executed by said corporation to a trustee or trustees upon their real estate, and buildings and machinery, not exceeding two-fifths of the capital stock, and not exceeding a rate of interest of seven per centum per annum.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 154.

An Act

To increase the capital stock of the Easton Gas Company, incorporated by act fourteenth March, one thousand eight hundred and fifty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the Easton Gas Company, from time to time as it shall be deemed necessary for the enlargement of their works, shall be and are hereby authorized to increase the capital stock of said company beyond its present limit, to such amount as may be required to defray the expense incident to such enlargement: *Provided,* That the entire capital of the company, when increased under the authority of this act, shall not exceed two hundred thousand dollars.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 155.

An Act

To extend the provisions of an act supplementary to an act approved the twenty-first day of April, one thousand eight hundred and sixty-nine, authorizing United States commissioners, in Bradford county, to take acknowledgments of deeds, et cetera, approved the first day of March, Anno Domini one thousand eight hundred and seventy, to the county of Lycoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to authorizing United States commissioners, in the county of Bradford, to take acknowledgments of deeds, et cetera," approved the first day of March, Anno Domini one thousand eight hun-

dred and seventy, be and the same is hereby extended to the county of Lycoming.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 156.

An Act

To increase the compensation of election officers in the county of Allegheny.

Compensation
fixed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on and after the passage of this act the compensation of the several election officers of the county of Allegheny, shall be fixed at two dollars and fifty cents per day, for each and every day actually employed in the discharge of their duties, and warrants are authorized to be drawn for the payment of the same.

Repeal.

SECTION 2. All acts or parts of acts inconsistent herewith, be and the same are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 157.

An Act

Relative to public roads in Upper Saint Clair township, Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the qualified voters of Upper Saint Clair township, Allegheny county, shall, on the third Friday of March next, and at every election for township officers thereafter, elect two citizens of said township, who shall be supervisors of the public roads or highways of said township for the ensuing year; and any supervisor, after being duly notified of his election or appointment, shall neglect or refuse to take upon himself the said office, shall forfeit or pay for every such neglect or refusal any sum, at the discretion of the court, not exceeding fifty dollars, to be applied towards repairing the public roads or highways in said township; and if any supervisor so aforesaid chosen shall refuse, neglect, die, remove out of the township, or if at any time hereafter it may happen that no election should be held under the provisions of this act, or in case of any irregularity in holding such elections for supervisors, it shall be the duty of the proper court to appoint a proper person to supply such deficiency; and such supervisor shall have and exercise the same powers and authorities, and be liable to the same penalties as the supervisors elected in pursuance of this act; and the supervisors shall be allowed, in the settlement of their accounts, the sum of two dollars, (\$2,) for every day they shall be necessarily employed in discharging the duties of their office, except for collecting the road tax, for which they shall be allowed the amount of five cents out of every dollar so collected and paid out by them, on and after the first Monday in May, and no more.

Election of supervisors.

Penalty for neglect to accept office.

Court to supply deficiencies.

Compensation.

SECTION 2. The auditor and supervisor of said township shall meet on the second Monday in April in each year, and assess and levy a tax sufficient to purchase all necessary material to make and keep the public roads in good order and repair, (such tax, however, not to exceed one per centum on the dollar of the assessed valuation;) and they shall divide the roads of the township into two equal portions, as near as is practicable, and apportion the tax in the same proportion, and indicate to each supervisor that portion or sub-district he shall take and have control of; and the auditors shall direct said supervisors to make out duplicates, and upon their giving bonds, with two good freeholders as security, for double the amount of the duplicates, the auditors shall grant them warrants to collect the same as other taxes are collected; said duplicates to be due and collectible any time after the second Monday of April in each year: *Provided however*, That all road tax paid to the supervisor, on or before the first Monday of May in each year, a deduction of five per centum shall be made.

Tax for road purposes, relative to.

SECTION 3. The said supervisors shall have power, and they are hereby enjoined and required to hire and employ a sufficient number of hands to make, open and repair all the public roads in their respective sub-districts, and to purchase wood, stone and other material necessary for that purpose, to oversee and direct the laborers, and to take care that the said roads be forthwith effectually opened, cleared and amended impartially; and any supervisor who shall refuse and neglect to do and perform his duty as directed by this act, (and for which penalties are not otherwise herein provided,) shall, on

Powers and duties of supervisors.

Penalty for neglect of duties.

complaint of the auditors, be fined in any sum not less than five dollars, nor exceeding fifty dollars, to be recovered in a summary manner before any justice of the peace in Allegheny county, and to be applied towards repairing the public roads in said township.

Settlement of
accounts of su-
pervisors.

SECTION 4. It shall be the duty of the auditors of the township to settle or adjust the accounts of the supervisor whose time of holding office is about to expire; and the said supervisor shall, on the second Monday of April, yearly, produce fair and clear accounts of all sums of money expended by them on the highways, and of all moneys by them received by virtue of assessment or otherwise, and of all fines and penalties due from themselves and others which have come into their hands, and which accounts shall be entered into a book provided for that purpose, and attested to by them, on oath or affirmation, before a justice of the peace; and the said auditors shall have full powers to allow such sums and charges as they think reasonable, and if there shall appear to be any money remaining in the hands of the supervisors aforesaid, they shall direct the same to be paid to the succeeding supervisors; but in case such supervisors shall be found to be in advance for money expended on the public roads, and shall have carefully collected the sums of money assessed, the auditors shall in like manner order the succeeding supervisors to reimburse the same as soon as a sufficient sum of money shall come into their hands; but the said supervisors shall not expend a greater sum of money than the auditors and supervisors have provided for by taxation, except in case of bridges giving way or damage to roads by floods or slips, and not then without the approval of the audit or by their direction; and it shall be the duty of the supervisors to notify the senior auditor of such casualty forthwith; and if any person who has served in the office of supervisor shall neglect or refuse to make up and produce fair and just accounts as aforesaid, or having made up and produced such accounts, shall neglect or refuse to pay the moneys which they shall have been ordered to pay, or shall not give up the books in which such accounts have been entered, to their successors, it shall be the duty of any justice of the peace, on complaint to him made by the audit, to commit such delinquent to the county jail until they shall comply as aforesaid, or be otherwise legally discharged; and if any person shall stop or obstruct any of the public roads or highways, or shall commit any nuisance thereon by felling trees, making fences or by turning the road, or by any other way, whereby the road or highway may suffer damage, and do not, on notice given by the supervisor of said district, remove the nuisance or repair the damage forthwith, such person or persons shall for every such offence be fined in a sum not exceeding forty dollars, nor less than ten dollars, as the case may require, to be recovered before one of the nearest justices of the peace of said county, and to be applied to removing said nuisance, or repairing the injury or damage which the road or highway may have sustained, and the surplus, if any, applied to the general repairs of the roads in the township; and all other

When only su-
pervisors may
expend more
money than is
provided for.

Penalty on su-
pervisors for
neglecting to
produce ac-
counts, &c

Penalty for ob-
structing high-
ways, or com-
mitting nuisan-
ces thereon.

Laws or parts of laws that may come in conflict with this act Repealed are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 158.

A further Supplement

To an act to incorporate the Bedford and Bridgeport Railroad Company, approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-eight, increasing the capital stock of said company, and authorizing it to construct additional branches and to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the Bedford and Bridgeport Railroad Company be and they are hereby authorized and empowered to increase the capital stock of said company from the sum of three hundred thousand dollars to the sum of six hundred thousand dollars.

Directors authorized to increase capital stock.

SECTION 2. That the Bedford and Bridgeport Railroad Company be and the same is hereby authorized and empowered to extend its road, or to build a new road from any point at or near the town of New Bridgeport, on the farm now occupied by Michael Carpenter, in the county of Bedford, southward to the Maryland state line, and to connect the same with any railroad constructed, or being constructed, or that may hereafter be constructed in the county of Allegheny, in the state of Maryland.

May extend road or build new one southward.

SECTION 3. That the Bedford and Bridgeport Railroad Company be and the same is hereby authorized and empowered to extend its road, or to build a new road from any point upon the line of its road, as now located in the county of Bedford, northward, to and into the county of Blair, and to connect the same with any other railroad now constructed, or being constructed, or that may hereafter be constructed in said county of Blair.

May extend road or build new one northward.

SECTION 4. That the Bedford and Bridgeport Railroad Company be and they are hereby authorized to borrow such sum or sums of money, from time to time, for their corporate purposes.

May borrow money and issue bonds.

May assume
payment of
taxes on bonds.
May agree to
convert bonds
into capital
stock.

Limitation.

poses, as the board of directors may determine, at a rate of interest not exceeding seven per centum per annum, and issue bonds or certificates for the money so borrowed, securing the payment thereof, and the interest thereon, by mortgage or mortgages of the whole or any part or parts of their lands, works, improvements, franchises and personal property now owned or hereafter acquired and owned by them; and the said company may assume the payment of any or all taxes upon the principal and interest of the said bonds or either of them, and may agree to convert the said bonds, or any of them, into capital stock of the said company, on such terms and at such times as the board of directors may appoint: *Provided*, That the amount of money to be borrowed, under the provisions of this section, shall not exceed the sum of one million dollars.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 159.

An Act

To authorize the Oley Turnpike Company to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of paying the existing debt of the said company, and for the general purposes of the said company, the Oley Turnpike Road Company be and they are hereby authorized and empowered to borrow such sum or sums of money as the said company may deem necessary, not exceeding in the whole the sum of twenty thousand dollars, and to secure the payment thereof by a mortgage on the road, estate, corporate privileges and franchises of said company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 160.

An Act

To establish a ferry over the Ohio river, at the village of Shippingport,
in Beaver county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George W. Cook and William Cook, their heirs and assigns, shall have the right and privilege to have and maintain a public ferry, across the Ohio river, from a point on the north side of said river, where the road from Rogers's station, on the Cleveland and Pittsburg railroad, strikes said river, to a point on the south side of said river, nearly opposite said station, where the Hookstown road strikes said river, at the village of Shippingport, in Greene county. Ferry authorized.

SECTION 2. That the said George W. Cook and William Cook, their heirs and assigns, shall keep said ferry in good order for transportation and passage of travelers, teams and carriages of all description, and keep good and sufficient boats and other crafts. To be kept in good order.

SECTION 3. That the said George W. Cook and William Cook, their heirs and assigns, shall receive for carrying persons, teams, carriages, et cetera, across said river, the following rates for toll, viz: Each foot passenger, ten cents; each person and horse, twenty-five cents; for each horse and wagon or carriage, thirty cents; for each two horses and wagon or carriage, thirty-five cents; each three horses and wagon or carriage, forty cents; each four horses and wagon or carriage, fifty cents; each additional horse, ten cents; for each yoke of oxen, twenty cents; for each yoke of oxen and wagon or cart, thirty-five cents; for each head of cattle, ten cents; for each head of sheep, swine, two cents, and for all other things not herein specified, the amount received by ferries of like character crossing said river.

SECTION 4. That all persons, except the said George W. Cook and William Cook, their agents, heirs and assigns, are hereby prohibited from using said Ohio river, for the purpose of a ferry, within eight hundred yards above and eight hundred below said ferry; and any person or persons, violating the provisions of this, shall forfeit and pay to the said George W. Cook and William Cook, their heirs and assigns, the sum of one dollar for every person, team, head of cattle, horse or carriage, ferried over said river within the above mentioned bounds, to be recovered as penalties in the fourth section of this act are recoverable. Prohibition.

SECTION 5. That the said George W. Cook and William Cook, their heirs and assigns, shall have the right to extend across said river a chain, wire or rope, in order to facilitate the crossing of said river: *Provided*, That they do not interfere with the navigation of said river. Chain may be extended across said river.
 Provided.

Limitation.

SECTION 6. That this act shall be and remain in force and virtue for the period of twenty years, subject, however, to all general laws of this commonwealth regulating ferries.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 161.

An Act

Relating to the administration of justice in Cumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Judgment in default of affidavit of defence, relative to.

That in all actions hereafter to be brought in the court of common pleas in Cumberland county, on bills, notes, bonds and other instruments of writing for the payment of money, and on actions brought on contracts for the loan or advance of money, whether the same be reduced to writing or not, and for the recovery of book debts, and in all actions of *scire facias* on judgments, mortgages, and on liens of mechanics and material-men, and on *scire facias* on recognizances of bail for stay of execution, and to prosecute writs of error or of *certiorari*, it shall be lawful for the plaintiff, on or at any time after the second Saturday succeeding the return day of the writ, to enter a judgment by default of course, notwithstanding an appearance by an attorney, unless the defendant shall have previously filed an affidavit of defence, setting forth the nature and character of the same; but no judgment shall be entered by virtue of this act, unless the plaintiff shall, ten days previous to the return day of the original process, file with his statement or declaration, in the office of the prothonotary of said court, a copy of the instrument of writing, book entries, record or claim on which his action has been brought; and on contracts for the loans of money, not in writing, the plaintiff shall file, previous to the return day aforesaid, an affidavit, setting forth the terms of said loan or advance, with the date and amount thereof, and on book debts, an affidavit of his belief of the correctness of the account filed, and the balance justly due to him thereon; but if the copy of the bill or other claims as aforesaid, or the affidavit aforesaid, be not filed previous to the return day aforesaid, the plaintiff shall

still be entitled to judgment at any term next succeeding his filing the same, on his giving three weeks' notice to the defendant or his attorney, if the affidavit of defence be not filed during such subsequent term: *Provided*, That whenever the action or writ aforesaid is founded on a record on file, or contained amongst the records of said county, a declaration or statement filed, or a *scire facias* issued thereon, together with a reference in the precept to the original, or record, shall be deemed a sufficient filing of a copy of the record or claim on which the action has been brought.

SECTION 2. The respective affidavits required by the first section of this act may be made by the agent or attorney of either of the parties, if such agent or attorney is personally acquainted with the facts necessary to make out the claim or defence.

Affidavits required may be made by agent or attorney.

SECTION 3. If, in the opinion of the plaintiff's attorney, the affidavit by the defendant is insufficient, he may move the court for judgment for want of a sufficient affidavit of defence.

Insufficiency of affidavit.

SECTION 4. That the thirty-second section of the act, entitled "An Act relating to the commencement of actions," approved thirteenth June, Anno Domini one thousand eight hundred and thirty-six, be and the same is hereby extended to Cumberland county.

Certain provisions extended to Cumberland county.

SECTION 5. That the court of common pleas of Cumberland county shall have the same powers to make general rules and orders as are given to the district court for the city and county of Philadelphia, by the act of eleventh March, Anno Domini one thousand eight hundred and thirty-six, entitled "A supplement to the act, entitled 'An Act to establish the district court for the city and county of Philadelphia,' approved twenty-eighth March, Anno Domini one thousand eight hundred and thirty-five."

Powers of court of common pleas to make rules and orders

SECTION 6. That in all cases wherein the affidavit of defence admits a part of the plaintiff's claim or demand to be due, he may take judgment for the part so admitted to be due, and proceed to collect the residue of his claim with costs.

Judgment may be taken for part of claim in certain cases.

SECTION 7. That all bonds and recognizances in the court of common pleas of said county, now required to be approved by said court or a judge thereof, may be approved by the prothonotary of said court *nisi*, on notice to the opposite party; such approval to be made absolute after five days, unless exceptions be filed thereto; all such exceptions to be disposed of by a judge at chambers, or by the court when in session: *Provided*, Notice of such application be served, with a copy of the exceptions, five days previously on the opposite party.

Approval of bonds and recognizances, and exceptions thereto.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 162.

A Supplement

To an act, entitled "A further supplement to an act incorporating the Farmers' Mutual Fire Insurance Company at York, Pennsylvania."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proviso of section three of an act, entitled "A further supplement to the act incorporating the Farmers' Mutual Fire Insurance Company at York, Pennsylvania," approved the fifth day of May, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 163.

A Further Supplement

To the act of assembly incorporating the city of Lock Haven, approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

WHEREAS, The twenty-fifth section of the act of assembly incorporating the city of Lock Haven, approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy, authorizes the council of said city to borrow money and issue bonds therefor, but does not designate the rate of interest said bonds shall bear; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That upon all bonds heretofore or hereafter authorized to be issued by the city of Lock Haven, the council of said city shall have power to determine the rate of interest to be paid thereon;

Provided, The same shall not exceed eight per centum per annum.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 164.

A Supplement

To an act incorporating the Wrightsville Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proviso of section eight of an act incorporating the Wrightsville Iron Company, approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-seven, be and the same is hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 165.

An Act

To enable the Mount Albion sub-school district, of the city of Pittsburg, to levy an additional tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the board of school directors of Mount Albion sub-school district, of the city of Pittsburg, in the county of Allegheny, be and they are hereby authorized to levy and collect within the present year, and in the year one thousand eight hundred and seventy-three, a special and additional school tax of not more than fifteen mills upon the taxable property within said sub-district, for the purpose of paying existing indebtedness of said district.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 166.

An Act

To amend an act supplementary to an act to establish a board of health and to secure the city and port of Pittsburg from the introduction of pestilential and contagious diseases, and relative to the granting of tavern licenses in Butler county, approved the sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That sections four and eleven of said act are hereby amended so as to read, instead of "duration of last illness," when a minor, name of father and name of mother.

Sections four and eleven of former act, amended.

Section four further amended.

SECTION 2. That section four of said act is hereby amended so as to read, after the words, "authorizing the same," nor shall any railroad company, or its employees, or the owners or captains of any steamboat, or their employees, or any other public conveyance, receive any such body for which said permit has not been granted.

Section five amended.

SECTION 3. That section five of said act is hereby amended so as to read, instead of "on the first day of each and every month," at the end of each and every quarter, or within ten (10) days thereafter.

Section six amended.

SECTION 4. That section six of said act is hereby amended so as to read, after the words, "every three months," or within ten (10) days thereafter.

Section seven amended.

SECTION 5. That section seven of said act is hereby amended so as to read, after the words, "or any other person," or corporation.

SECTION 6. That in the event of any of the persons mentioned in sections five and six of said act, whose duty it is to make returns of births and marriages, having no returns to make, it shall be their duty to signify the same, by delivering a blank certificate, duly signed by them, to the health officer, or to any other authorized person, on the last day of each and every quarter, or within ten (10) days thereafter, and on failure thereof, shall be subject to the penalty prescribed in the seventh section of the act approved the sixteenth day of April, Anno Domini one thousand eight hundred and seventy, to which this act is an amendment; and all acts or parts of acts inconsistent with this act are hereby repealed.

Persons having no returns of births and marriages to make, to deliver blank certificates.

Penalty for neglect.

Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 167.

An Act

To incorporate the Beaver Valley Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That F. V. Sickler, Riley Mott, Lewis Ager, Jeremiah Northup, J. C. Miles, or a majority of them, be and they are hereby appointed commissioners to open books, to receive subscription to stock, and organize a company, by the name, style and title of the Beaver Valley Turnpike Road Company, with power to locate and construct a turnpike road, partly of clay and partly of stone, or all of either, commencing at the most feasible point in the Shutzville, Mill City and Tunkhannock Turnpike Road Company's road, at or near Mill City, and thence by the most practicable route to Dalton, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, approved January twenty-sixth, one thousand eight hundred and forty-nine, and the several supplements thereto, excepting as the same is otherwise herein provided.

Commissioners.

Title.

Construction of turnpike authorized.

subject to.

SECTION 2. That the capital stock of said company shall consist of four hundred shares, of twenty-five dollars per share.

Capital stock.

When gates
may be erected
and tolls col-
lected.

SECTION 3. That the said company shall have power to erect gates and collect tolls on said road, whenever two and a-half continuous miles are completed and accepted by the president and managers of said road.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 168.

An Act

For the relief of Alexander Dale.

WHEREAS, On or about the seventeenth day of June, Anno Domini one thousand eight hundred and sixty-three, the rebel army, under General Lee, invaded Pennsylvania, and the governor, in his efforts to resist the progress of the enemy, and save the state from spoliation, directed Colonel D. W. Rowe, by telegraph, to procure horses and mount scouts for the purpose of learning as to the numbers and advance of the enemy, and communicate any information so obtained to the state authorities at Harrisburg; whereupon, the said Colonel D. W. Rowe procured from one Alexander Dale, of Loudon, Franklin county, Pennsylvania, three horses, with the necessary equipments, for the purpose of performing the duties enjoined by the telegram of the governor of the commonwealth, and while engaged in the discharge of said duties, the said horses, with their equipments, were captured by the enemy, and never afterwards returned to their owner; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general of the commonwealth be directed to examine, adjust and settle the claim of said Alexander Dale, and for whatever amount, if any, he may find due said claimant, he shall draw his warrant on the state treasurer for the payment of the same.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 169.

A Supplement

To an act, entitled "An Act for the making of a state road in the counties of Schuylkill and Dauphin," approved the seventh day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Daniel B. Althouse and Preston Miller, of the county of Schuylkill, and W. W. Jones, of the county of Dauphin, the commissioners appointed by the act to which this is a supplement, or a majority of them, are hereby further empowered, authorized and directed, in the place and stead of the respective township supervisors, to take the charge of and carry through the opening and construction of the state road in said act mentioned; and for this purpose to forthwith contract for the opening and constructing, within a reasonable time, not exceeding ten months, of so much and such parts of said state road as are not yet opened and constructed, in portions or sections of an eighth of a mile to a mile each, as they may see fit, and with such persons or parties as they may deem responsible and efficient, and at such prices as they shall judge the best and most suitable, and to superintend and urge through the faithful performance of such contracts and the opening and construction of the said road.

Commissioners to take charge of construction of road.

To contract for construction of parts not opened.

To superintend work.

SECTION 2. That the said commissioners, or a majority of them, shall receive from the township road tax collectors and county treasurers, all taxes already in, or hereafter to come into their hands, and any money advances that may be made by individuals or companies, which are applicable under the said act to the opening and construction of the said road, and shall use and pay out the same in re-paying any expenses incurred, or advances or outlays heretofore made by any individual or company, for the purpose and towards making the road under their contracts therefor aforesaid and otherwise; and any individual or company liable to the expense thereof under said act, who has heretofore advanced or expended any sums, or shall hereafter advance to said commissioners or a majority of them, any sums to and for the opening and construction of the road, or of any portion or piece thereof, shall be credited with the same, and shall be entitled to and shall receive from the commissioners, or a majority of them, a certificate of the sums so advanced or expended; and each and all of such sums shall be repaid on each such certificate with interest, through and by means of all the road taxes which are in and by said act directed to be appropriated and applied to the opening and construction of the said state road, either by said commissioners receiving and paying over road taxes on such such certificates, or by the road supervisors or collec-

To receive taxes and advances of money applicable to opening of roads.

How to use same.

Persons to be credited with moneys advanced or expended.

To receive certificates.

Payment of certificates.

tors of road taxes, in the respective townships, crediting the taxes as they are hereby required to do from time to time, and as requested by any individual or company whose lands are liable on any such certificate or certificates, or by both such methods, until all such certificates are paid off and the road is completed.

Commissioners
to make con-
tracts in tripli-
cate, and file
copy with clerk
of quarter ses-
sions.

To file accounts
of receipts, &c.

Vacancies.

Repeal.

SECTION 3. That the said commissioners, or the majority of them acting, shall make all the contracts aforesaid in triplicate, and shall file one executed copy of each contract in the office of the clerk of the court of quarter sessions of the county in which that part of the road lies, which is embraced in the contract, and shall also make out and file in said clerk's office, in the respective county, and from time to time also, a full and detailed account of all their receipts and expenditures and doings within the county, until all is done under this act; and if any one of the said commissioners shall die, resign or refuse to act, so that there shall not be a majority to carry out the purposes of this act, the court of quarter sessions of his county shall appoint a suitable person commissioner in his place.

SECTION 4. That all laws and parts of laws conflicting or inconsistent with this act, or with any of the provisions thereof, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 170.

A Supplement

To an act to incorporate the Conshohocken Mills Company, approved May third, one thousand eight hundred and sixty-four, to repeal that portion of the ninth section of said act so far as it relates to the term of twenty years, and to make the same perpetual.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the ninth section of said act, which provides that said charter shall continue in force for the term of twenty years from the date of the letters patent and no longer, be and the same is hereby repealed; and that instead of the said

charter continuing twenty years from the date of said letters patent, the same shall be perpetual.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 171.

An Act

Relative to the translation of last wills and testaments in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases hereafter within the county of Berks, when the last will and testament of any deceased person shall be admitted to probate, and shall be written in any other language than the English, it shall be the duty of the register of wills of the county of Berks to make, or cause to be made, a true and correct translation of the same into the English language; which translation shall be recorded with original will, and a certified copy of the same shall be annexed to the letters testamentary; and for making the translation, and furnishing a certified copy, the fees of the register shall be one cent for every five words.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 172.

An Act

To provide a safe crossing over the Philadelphia and Reading railroad.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the city of Philadelphia is hereby authorized to erect a bridge over the Philadelphia and Reading railroad, on the line of Thompson street, in the Twenty-fifth ward, in said city of Philadelphia, and to re-arrange the grades of such streets adjacent thereto, as may be necessary for that purpose.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 173.

An Act

Supplementary to an act incorporating the Byberry and Bensalem Turnpike Road Company, approved the tenth day of March, one thousand eight hundred and forty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the Byberry and Bensalem Turnpike Road Company henceforth to charge, collect and receive from any person using said road, tolls at the same rates as are now by law authorized to be charged, collected and received by the Kensington and Oxford Turnpike Road Company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 174.

An Act

For the appointment of an additional notary public for the county of Allegheny, to be located at Sharpsburg, and one for the county of Centre, located at Phillipsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized to appoint one additional notary public for the county of Allegheny, to be located in the borough of Sharpsburg, and to appoint an additional notary public for the county of Centre, to be located in the borough of Phillipsburg.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 175.

An Act

To repeal an act approved the tenth day of May, Anno Domini one thousand eight hundred and seventy-one, relating to the tax on dogs in Crawford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act, entitled "An Act to apply the fund raised from the dog tax, in the counties of Potter and Crawford, to the support of the common schools of said counties," as applies to Crawford county, be and the same is hereby repealed. Act of 10th May, 1871, repealed as to Crawford county.

SECTION 2. That the commissioners of the said county of Crawford are hereby authorized and required to apply all funds collected from tax on dogs in said county of Crawford, since the passage of the act hereby repealed, in the same manner as they are directed to do under act of assembly, approved How moneys realized from dog tax to be applied.

the twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-one.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 176

An Act

To prevent fishing in Mud lake, in the county of Susquehanna.

Catching fish during certain seasons, prohibited.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for any person or persons to catch, take or kill any fish in the lake known as Mud lake, in the county of Susquehanna, between the first day of November and the first day of April in each year.

Penalty for offending against act.

SECTION 2. That any person so offending against the provisions of this act shall, on conviction thereof, pay a fine of five dollars for the first offence, and ten dollars for each subsequent offence, with costs of suit, to be recovered in the name of the commonwealth, before any justice of the peace having jurisdiction over the place where such offence shall have been committed; such fine, when collected by the justice, to be paid to the treasurer of the school board of said district for school purposes.

Appropriation of penalty.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 177.

An Act

For the protection o fish in Chartiers creek, in Allegheny and Washington counties, and Connoquenessing creek, in Butler county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on and after the passage of this act it shall be unlawful for any person or persons to use a seine in Chartiers creek, in Allegheny county and Washington county, and Connoquenessing creek, in Butler county, for the purpose of catching fish, with any less than the following sized meshes, namely: One and one-half inches, under a penalty of fifty dollars.

Fishing with seines, regulated

SECTION 2. The violation of any of the provisions of this act may be prosecuted by any citizen of the counties above named, in which said violation shall take place, before any justice of the peace or court of common pleas of quarter sessions in and for said counties; and funds paid as penalties shall be equally divided between the school directors of the proper district, for school purposes only, and the complainant or informant.

Violation of act.

Appropriation of penalties.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 178.

An Act

To enable the school directors of the borough of Mount Washington, in the county of Allegheny, to sell real estate and borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Mount Washington, in the county of Allegheny, be and they are hereby authorized and empowered to sell at public or private sale,

Authorized to sell real estate.

and execute a deed or deeds, in fee simple, to the purchaser or purchasers, such real estate situated in said borough, with the appurtenances thereto belonging, as may not be needed for school purposes, or the sale of which would be advantageous for school purposes.

Authorized to borrow money and issue bonds.

How moneys to be used.

Bonds to be exempt from taxation.

Proviso.

Authorized to levy and collect special tax.

SECTION 2. That the school directors aforesaid be and they are hereby authorized to borrow any sum or sums of money which, with the amount that the court of common pleas of said county have now by law power to authorize said school district to borrow, shall not exceed, in the aggregate, the sum of twenty thousand dollars, at a rate of interest not exceeding eight per centum per annum, to be used by the said school directors in addition to the amount heretofore borrowed, and the sum or sums realized from the sale of property, mentioned in the first section of this act, for the purpose of completing the new school building now under contract and in course of erection in said borough, the furnishing of the same when completed, and the payment of the purchase money of the property upon which said school building is being erected, and to issue bonds therefor, signed by the president and secretary of said board of directors, in sums not less than one hundred dollars each; said bonds to be exempt from all taxation, and to run for a period not exceeding fifteen years: *Provided*, That before exercising the privileges granted by this section, the said school directors shall first exhaust the power of the court of common pleas as to the borrowing of money.

SECTION 3. That for the purpose of paying the interest on bonds issued under the authority of the court of common pleas, and of this act, and providing a sinking fund for the payment of the principal thereof, the said board of school directors shall have authority to levy and collect each and every year, until said bonds, principal and interest, are fully paid, the special tax of one per centum authorized to be levied and collected by said board of school directors, by an act, entitled "An Act to enable the school directors of the borough of Mount Washington, in the county of Allegheny, to borrow money," approved the seventeenth day of May, Anno Domini one thousand eight hundred and seventy-one.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 179.

An Act

To provide for the more economical collecting of state, county, poor and military taxes in the county of Huntingdon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of assembly, entitled "An Act relating to the collection of state, county, poor and military taxes in the county of Bedford," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight, be and the same are hereby extended to the county of Huntingdon: *Provided*, That the whole compensation to be paid to the treasurer of Huntingdon county, for the duties imposed upon him by this act, shall be seven hundred dollars, any part of the said law, to which this is a supplement, to the contrary notwithstanding.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 180.

A Supplement

To an act, entitled "An Act to incorporate the village of Port Carbon, in the county of Schuylkill, into a borough," approved April twenty-third, Anno Domini one thousand eight hundred and fifty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of section third of the act incorporating the village of Port Carbon, in the county of Schuylkill, into a borough, approved April twenty-third, Anno Domini one thousand eight hundred and fifty-two, as is included in the words, "and the chief Burgess shall be president of the council for the term which he may be elected as council," be and the same

is hereby repealed; and in lieu thereof, and as a substitute for the same, the following is hereby enacted: That at the first meeting of the town council of the said borough of Port Carbon, after the annual borough election, the members of the said council shall elect one of their number as president for the term of one year.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 181.

An Act

To incorporate the Pittsburg and Norwood Railway Company, with power, *inter alia*, to hold, sell and improve real estate and mine minerals.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John B. Stewart, Benjamin C. Parke, William H. Edgerton, William B. Sterritt, J. Webb Little, John H. Miller and William Peebles, or any three of them, be and they are hereby appointed a board of commissioners, with power and authority to open books and receive subscriptions to the capital stock of a company, to be called the Pittsburg and Norwood Railway Company.

SECTION 2. Said commissioners are hereby authorized to choose from among their members, one member as president, and one as secretary and treasurer, whose duty it shall be to keep open the subscription books of said company, at such place in the city of Pittsburg, and during such hours as the said commissioners shall appoint, and to receive subscriptions to the capital stock of said company: *Provided*, That at least ten days' notice shall be given, by advertisement in one or more newspapers published in the city of Pittsburg, of the time and place of opening said books.

SECTION 3. That the capital stock of said company shall consist of one thousand shares, with privilege to the directors to increase the same to any number not more than twenty thousand shares, at the value of fifty dollars per share; the secretary and treasurer, appointed by the said commissioners, shall collect from those subscribing for said stock the sum of one

\$1 to be collected on each share subscribed.

dollar for each and every share subscribed: *Provided*, That after the regular organization of the company, the subscription books shall be kept open at such place, and subscriptions for stock taken upon such terms as the board of directors may determine.

Books to be kept open after organization.

SECTION 4. That when at least five hundred shares shall have been subscribed, and the sum of one dollar per share paid in in cash on the same, the president, and secretary and treasurer appointed as aforesaid, shall, under their hands, certify to the governor of this commonwealth the names of the subscribers to the said stock, the number of shares subscribed and the amount paid in by the said subscribers; and the governor shall thereupon, under his hand and the seal of this commonwealth, constitute and create said subscribers, and those thereafter becoming associated or connected with them, a body politic or corporate, in fact and in law, under the name, style and title of the Pittsburgh and Norwood Railway Company.

Certificate to governor.

Letters patent.

SECTION 5. That upon receipt of said letters patent, the said secretary and treasurer shall, under the direction of said commissioners, give notice, by one or more insertions in at least one paper published in the city of Pittsburgh, the last of which said insertions shall be ten days previous to the meeting, that an election will be held at a certain time and place therein specified, for ten directors of said company; and said election shall then and there be held in accordance with said notice.

Election of directors.

SECTION 6. That after said election the said directors, then chosen, shall choose one person as president, any number of vice presidents, not exceeding five, one person as secretary and treasurer, or one for each office, all of whom may or may not be directors; the term of office of said officers shall continue until the next regular election, and the persons at any time filling said offices, or any of them, may severally receive such compensation as the board of directors may determine; the said officers chosen at this or any other election of officers, together with the directors elected, shall constitute a board of directors.

Officers.

SECTION 7. That within ten days after the election of officers as above provided, the said commissioners shall turn over to the said board of directors all books, papers, money and property of any kind in their possession or control belonging to said company, deducting from said money all the costs, charges and expenses incurred in opening the books of, and organizing the company, together with compensation at the rate of five dollars per day each, for the president and secretary, for each and every day said subscription books were kept open: *Provided*, That all of said expenses and compensation shall be itemized, subscribed and sworn to by said president and secretary, and said papers shall be handed over to the secretary elect of said company.

Commissioners to turn over books, &c., to directors.

Expenses of organization, &c.

SECTION 8. Said company shall have perpetual succession and power to sue and be sued, to change their corporate name and seal, to plead and be impleaded in all courts of record and elsewhere, to purchase, hold, work, use, improve, occupy, mine, build upon and farm lands, tenements and hereditaments,

Powers and privileges.

goods, chattels, effects, mining rights and all kinds of property, real, personal and mixed, and the same from time to time to buy, sell, alien, lease, mortgage and encumber in such way and to such extent as its board of directors may determine: *Provided*, That at no time shall the amount of land exceed two thousand acres.

Authorized to construct railroad.

SECTION 9. Said company shall have full power and authority to purchase, lease, construct, build, equip, manage and operate a railroad of double or single tracks, for the transportation of persons and property, from a point at or near any mine or land, at any time owned by said company, to a point at or near the city of Pittsburgh or its vicinity: *Provided*, Said road shall not exceed in length ten miles.

May borrow money and issue bonds therefor.

SECTION 10. The said company shall have full power to borrow money, to an amount not exceeding fifteen thousand dollars per mile, for each mile of road authorized to be constructed, and may pay therefor any rate of interest, not exceeding eight per centum; and the said company may, as security for, and as evidence of said loan, issue its bonds of whatever kind, and in such sums as the board of directors may determine, and may, at the option of said board, secure said bonds by a mortgage or mortgages on all and singular its franchises and property, real, personal and mixed, or on such parts thereof as may, to said board, seem expedient; and said mortgages, when recorded in the recorder's office of Allegheny county, Pennsylvania, shall be a valid lien upon all the property in said mortgage specified.

Powers of directors.

SECTION 11. The board of directors, from time to time elected, may exercise all and singular the powers and privileges in this act given, or by the said company in any way possessed, and may authorize one or more of its officers or directors to exercise all or any of the same; may supply all vacancies in the board of directors, or any of its officers; may pass by-laws for the proper regulation of the business of said company; may in said by-laws provide for the forfeiture of stock on non-payment, for the space of thirty days, of any call or instalment of money falling due on its stock by the respective holders thereof; may also, by said by-laws, provide for the compensation of the different officers and employees of the company, and appointment of same, for the number of directors to be chosen at the next election, (which shall not exceed twenty,) and place of holding election for said directors, for the election of all the officers of said company, (which shall be by the directors,) and the manner of holding all elections; may, in said by-laws, specify the powers and duties of each of its officers, the location of the offices of said company; may regulate the transfer of its stock, and impose terms upon the same, and they may from time to time declare such dividends as they shall see proper.

By-laws.

May erect shops, water-tanks, &c.

SECTION 12. The company shall have full power to use, purchase, lease, hold or construct shops, water-tanks, houses, offices, depots, platforms, sidings, turn-outs, turn-tables, trip-les, inclines, bridges, screens, wharves, landings and all other things in any way connected with, or useful or convenient for the business of said company, and for all such purposes may

enter upon, mark off, survey and occupy such lands as may be necessary therefor, and condemn the same on failure to agree with the owners thereof: *Provided*, That in the construction of said railroad, and any of the things in this section mentioned, they shall, in condemnation or occupation of any property, be entitled to all the privileges of the act of the general assembly of this commonwealth, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the various supplements thereto, and shall comply with all the requirements thereof, except as in this act is otherwise provided.

SECTION 13. The corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the original capital stock herein authorized, and upon such further increase thereof, when made, as may from time to time be made payable, in four equal annual instalments.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 182.

An Act

To enable the borough of Newport, in the county of Perry, to increase the rate of assessment for borough purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the borough of Newport, in the county of Perry, is hereby empowered to levy and collect, annually, for borough purposes, a tax not exceeding five mills on the dollar, in addition to the rate now allowed by law, on the valuation assessed for county purposes; and all property, offices, professions and persons, made taxable by the laws of this commonwealth for county rates and levies, shall be taxable after the same manner for borough purposes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 183.

An Act

Extending to the borough of Freedom, in the county of Beaver, the provisions of an act, entitled "An Act to authorize the burgess and town council of the borough of Beaver, Beaver county, to levy and collect an additional tax."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to authorize the burgess and town council of the borough of Beaver, in the county of Beaver, to levy and collect an additional tax," approved the eighteenth day of February, Anno Domini one thousand eight hundred and seventy-one, be and the same are hereby extended to the borough of Freedom, in said county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 184.

An Act

To repeal a supplement to an act laying a tax on dogs in the borough of West Chester and certain townships in the county of Chester, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and fifty-eight, so far as the same relates to the townships of Bart, Colerain and Sadsbury, in the county of Lancaster.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "A supplement to an act laying a tax on dogs in the borough of West Chester, and certain townships in the county of Chester," approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and fifty-eight, be and the same is hereby repealed, so far as the same

relates to the townships of Bart, Colerain and Sadsbury, in the county of Lancaster.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 185.

An Act

To incorporate the Rochester Insurance Company of Rochester, Beaver county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act George C. Speyerer, John V. McDonald, Lewis Schneider, M. Camp, Jr., William Kinerly, Samuel B. Wilson, H. J. Speyerer, M. S. Quay, John Conway, Edward Kelber, Jacob Waexx, John Graebing, John Dippald, A. Silverman, J. K. Buchanan, Daniel Brunner and William Rhoads, all of Beaver county, are hereby appointed commissioners, who, or any five of them, are authorized and empowered to establish a fire insurance company, to be located in the borough of Rochester, Beaver county, Pennsylvania, by the name, style and title of the Rochester Insurance Company, with a capital stock of one hundred thousand dollars, with privilege of increasing the same to two hundred thousand dollars. Commissioners.

Title.
Capital stock.

SECTION 2. The company shall be organized and managed according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and be limited to the risks designated in the first clause of section seventh of said act; and that section third of said act be so amended as to allow the payment of the stock of this company to be made in lawful money of the United States; the first payment of five dollars per share to be made at the time of subscription, the residue to be paid as the by-laws of the corporation shall direct. How to be organized and managed.

Risks.
Payment of stock.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 186.

An Act

To authorize the minister, trustees, elders and deacons of the German Reformed congregation, in the borough (now city) of Lancaster, in the state of Pennsylvania, to sell certain real estate.

Preamble.

WHEREAS, The said corporation is the owner of certain real estate, whereon their church edifice is erected, with the burial ground attached thereto, situate on the south side of Orange street, between Duke and North Queen streets, in the city of Lancaster:

And whereas, At a meeting of said congregation, it was unanimously resolved to remove the dead bodies interred in the said burial ground, to the proper cemeteries in said city:

And whereas, The ground attached to said church is no longer necessary for burial purposes, the congregation desire to sell the same; now, therefore,

Sale of real estate authorized.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the ministers, elders, deacons and trustees of the German Reformed congregation in the borough (now city) of Lancaster, in the state of Pennsylvania, and their successors, be and the said corporation is hereby authorized to vacate, and under their corporate seal to sell and convey in fee simple, by public sale or private contract, a lot or piece of ground lying and being in the rear of said church, containing one hundred and fifty-eight (158) feet, more or less, on the alley running from Orange to East King street, and one hundred and twenty-three feet, more or less, on the alley leading from the aforesaid alley to Duke street, in such parts and parcels, and at such times as they may deem proper, and apply the proceeds of such sale or sales to such purpose or purposes as said congregation shall direct.

Qualifications of voters at elections for officers, &c.

SECTION 2. That so much of the original charter of said corporation as relates to the qualifications of voters is hereby repealed; and that from and after the passage of this act all communicant members, in good and regular standing, who also contribute towards the support of said congregation, shall be qualified to vote at elections for officers, and at such other times and for such other purposes as may be referred to the congregation by the consistory.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 187.

A Supplement

To an act to incorporate the borough of Baden, in the county of Beaver, approved April first, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all that certain tract of land adjoining the borough of Baden, in the county of Beaver, known as the Ehrman tract, and as expressed in the act to which this is a supplement, lands of D. Ehrman, including any portion of said lands which may have been sold since the passage of said act, be and the same are hereby annexed to said borough of Baden.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 188.

An Act

To incorporate the Lykens Valley Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George M. Brubaker, Benjamin Reigle, George Gleim, Andrew J. Engleburt, Samuel P. Auchmuty, Jos. F. Corbett, Levi Kaufman, Geo. Daniel, Alfred Douden, Joseph Goldsmith, J. N. Bowman, Philip Moyer and L. E. Bowman, together with such other persons as may become stockholders in the said bank, shall be and are hereby created a corporation and body politic, by the name, style and title of the Lykens Valley Bank, to be located in the borough of Millersburg, county of Dauphin, and shall so continue until the first day of January, Anno Domini one thousand eight hundred and ninety-two; and by that name shall and may sue and be sued,

Corporators.

Location.
Limitation.

Powers and privileges. plead and be impleaded, defend and be defended, and by that name are hereby made able and capable to have, purchase, receive, possess, enjoy and retain, to them and their successors, such real estate as may be necessary for the transaction of their business, together with such as may be held by said bank as security for debts or in satisfaction thereof, and the same to grant, mortgage or demise; also to make, use and have a common seal, and the same to alter and renew at pleasure.

Banking privileges. SECTION 2. That it shall be lawful for the said bank to receive deposits of money from individuals and corporations, and to allow such interest for money so received as may be agreed upon between said bank and said depositors; to loan out the same, at a legal rate of interest, together with any other moneys they may have, by discounting or purchasing negotiable notes, drafts and bills of exchange, and to issue certificates for said deposits.

May act as treasurer of charitable institutions, &c. SECTION 3. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as treasurer and financial agents of charitable and religious institutions and corporations, and as financial agent of state and city or town governments, and of counties, in the management of their business, and shall give security to such institutions and governments for the faithful performance of the duties required.

May borrow money. SECTION 4. It shall be lawful for said bank to borrow money, but not in excess of its capital stock subscribed, and to secure the same by mortgage on its real and personal property, or pledges of stocks and bonds or otherwise, and on such terms as a majority of the directors may deem expedient.

Capital stock. SECTION 5. That the capital stock of said bank shall be one hundred thousand dollars, to be divided into one thousand shares, of one hundred dollars each, which shall be paid in such instalments as the said bank, by a majority vote of its directors, may require: *Provided*, That said bank may commence operations as soon as thirty thousand dollars of the capital stock shall have been paid in.

By-laws. SECTION 6. That the board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the laws of the state or United States, and shall have power to require payment of any amount remaining unpaid on the capital stock of said bank at such times and in such proportions as they think proper, and after thirty days' notice under penalty in case of non-payment as required, of forfeiture to the bank of such stock and all previous payments thereon.

Payment of amounts remaining unpaid on stock. SECTION 7. That the affairs of said bank shall be conducted by a president and twelve directors, to be chosen as hereinafter directed and provided; that the said president and directors, or a majority of them, shall elect a cashier and such other officers as they may deem necessary, and fix the compensation of the same; and all officers shall give bonds, with good sureties, in such sums as may be required by said board for the performance of their several duties.

How affairs to be conducted. SECTION 8. That on the first day of May, after the acceptance of this charter, and on the first Tuesday of January, an-

Cashier and other officers.

usually thereafter, after two weeks' previous notice, the stockholders shall convene at the office of the bank, and by ballot shall elect their president and directors as hereinbefore is provided, who shall continue in office for one year, and until their successors are duly qualified; that in conducting said elections, the stockholders shall be governed by the general laws of the commonwealth regulating the manner of conducting elections in banks and savings institutions, in so far as the same may be applicable, and shall be entitled to one vote for each share of stock, and may vote in person or by a written proxy, but such proxy must be dated within three months of, and five days prior to the election for which such proxy was given: *Provided however*, That no person shall be elected president or director of said bank, who is not a stockholder therein; and all vacancies occasioned by death, resignation or refusal to serve, shall be supplied in such manner as said bank by its by-laws may direct.

Election of president and directors.

Vacancies.

SECTION 9. That the board of directors of said bank shall have power to declare and pay dividends out of the earnings of the bank to the stockholders, at such times, and in such amounts, as to them may seem proper.

Dividends.

SECTION 10. That the said bank shall pay into the treasury of the commonwealth, in two equal annual instalments, a bonus of one-half of one per centum upon the capital stock paid in, the first payment to be made in one year from the date of the organization of said bank, and a like bonus upon any increase of capital that may be authorized by the directors and paid in at any time thereafter, and such other taxes as are now or may hereafter be required by law.

Bonus and taxes.

SECTION 11. That the stockholders shall be held individually responsible in double the amount of stock held by them to the depositors and creditors of said bank.

Individual liability.

SECTION 12. That the legislature hereby reserves the power to alter, revoke or annul the charter of said bank, wherever, in their opinion, it may be injurious to the citizens of the commonwealth, in such manner, however, that no injustice shall be done to the corporators.

Reservation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 189.

A Supplement

To the act, entitled "An Act to incorporate the Pittsburgh Life Insurance Company of Pittsburgh, Pennsylvania," approved March eighth, Anno Domini one thousand eight hundred and seventy-one.

Preamble.

WHEREAS, Public notice has been given, by publication for six months, of the intended application of the Pittsburgh Life Insurance Company, of Pittsburgh, for enlargement of its corporate powers; therefore,

May invest capital and assets in purchase of notes, &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Pittsburgh Life Insurance Company be and the same is hereby authorized to invest and employ a portion of its capital and assets in the purchase of promissory notes, and other negotiable paper, and make loans upon the late security; and the proviso to the tenth section of the act to which this is a supplement is hereby suspended for the period of twenty years, and no longer: *Provided*, That the legislature may, at any time, alter, annul or revoke the powers hereby granted, whenever, in their opinion, it may be necessary so to do.

Capital stock may be increased.

SECTION 2. That the capital stock of said insurance company may be increased to any sum not exceeding five hundred thousand dollars, at any time, by a vote of three-fifths of the stockholders at a meeting called for that purpose.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 190.

An Act

To enlarge the jurisdiction of justices of the peace in the county of Warren.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the act, entitled "An Act to enlarge the jurisdiction of justices of the peace in the county of Erie," approved the eighteenth day of February, Anno Domini one thousand eight hundred and sixty-nine, and the supplements thereto, approved March twenty-eight, Anno Domini one thousand eight hundred and seventy, excepting and reserving therefrom section eighth of said supplement, is hereby extended to the county of Warren.

Certain act and supplement extended to Warren county.

SECTION 2. That in all cases in which judgment shall have been rendered for plaintiff, by any of the justices of the peace in the county of Warren, no appeal shall be allowed, unless the defendant, or his agent, shall make oath or affirmation, to be filed in the cause, that the same is not intended for delay: *Provided*, That nothing contained in this act shall prevent any plaintiff or plaintiffs from recovering full costs from defendant or defendants in any suit or action which shall be commenced in the court of common pleas, in said county of Warren, upon any contract, either expressed or implied, wherein judgment shall be obtained for a sum exceeding one hundred dollars.

Appeals regulated.

Proviso.

SECTION 3. That all such portions of existing laws as are inconsistent herewith, are hereby repealed so far as they refer to Warren county.

Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 191.

An Act

To incorporate the Iron and Glass Dollar Savings Bank of Birmingham.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Thomas B. Atterbury, Daniel Wenke, Edward Moye, Jas. H. Swett, Wm. Doyle, Joseph Keeling, W. J. Lewis, John Gallagher, F. Baxmeyer, John Phillips, W. C. Aughinbaugh, Bernard Krugh, Philip Schnuchman, Calvin King, Martin Kimmel, Jas. Salisbury, Benj. F. Collins, John C. Shaffer, Geo. H. Anderson, E. G. Krenan, J. S. Atterbury, J. W. Paul, Edward Hogan and John D. Evans, and their associates and successors, shall be and they are hereby created a body politic

Corporators.

Name.	and corporate, by the name and style of the Iron and Glass Dollar Savings Bank, to be located in the borough of Birmingham, and by that name shall have perpetual succession, and may sue and be sued, plead and be impleaded in any court whatsoever, may have a common seal, may renew or alter the same; also may have the right to own and hold any real estate necessary for the transaction of their business, together with such as may be held by said bank as security for debts, or in satisfaction thereof, and improve or dispose of the same at pleasure.
Powers and privileges.	
Capital stock.	SECTION 2. The capital stock of said bank shall consist of one thousand shares, of the value of one hundred dollars each, with the privilege of increasing the same, by a vote of the directors, to two thousand two hundred and fifty shares of like value per share; and when the capital stock is so increased, the stockholders shall have the right to take the shares authorized in ratio, to the number of shares they may have, at such price as the board of directors may name: <i>Provided</i> , That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of such stock in such manner as they may deem best.
Subscriptions.	SECTION 3. The corporators, or a majority of them, shall have power to open books for subscriptions to the capital stock, at such times and places as they may deem expedient; and when ten hundred shares or more of said stock shall have been subscribed, and fifty per centum thereon of the same paid in, the shareholders may elect thirteen directors to serve until the next annual election, or until their successors shall have been duly elected and qualified, who shall elect their own president; vacancies arising from death, resignation or inability to serve, to be filled by the board until the next election.
Election of directors.	
Vacancies.	
Banking privileges.	SECTION 4. The said bank shall have power, and may borrow or lend money for such periods as the said bank may think proper, may discount any bills of exchange, foreign or domestic, promissory note or other negotiable paper, and the interest may be received in advance, and shall have the right to hold in trust, or as collateral security for loans, or advances or discounts, estate, real, personal or mixed, including the notes, bonds, obligations, mortgages or accounts of the United States, individuals or corporations, and to purchase, collect and adjust the same, and dispose thereof for the benefit of the said bank, or for the payment of the debts as security for which the same be held, in any market in the world, without proceedings in law or equity, and for such periods and such terms as may be agreed upon by the said corporation and the parties contracting therewith.
By-laws.	SECTION 5. The board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the laws of the state or United States, and shall have power to require payments of any amount remaining unpaid on the stock of the said bank, at such times, and in such proportions as they may think proper.
Payment of amounts remaining unpaid on stock.	
Further banking privileges.	SECTION 6. That said bank may receive money to keep for its depositors, either with or without interest payable thereon,

and may buy or sell bullion, buy, sell, draw or negotiate bills of exchange, bills of lading, stocks and bonds of all companies, corporations, states and of the United States, or other good and sufficient securities, at such rates as may be agreed upon by said bank and the borrowers.

SECTION 7. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as a treasurer and financial agent of charitable and religious institutions and corporations, and as financial agent of the state of Pennsylvania and other states, of city governments and counties and districts, in the management of their business, and may give security to such institutions, states and governments, for the faithful performance of the duties required.

May act as treasurer of charitable institutions, &c.

SECTION 8. The board of directors shall have power to declare and pay dividends out of the earnings of the bank, to the stockholders, at such time, and in such amounts, as to them may seem proper.

Dividends.

SECTION 9. The annual election for directors shall be on the first Monday of May of each year, unless changed by the by-laws of the bank; the directors shall have power to elect all officers or agents of the bank; stockholders shall be entitled to one vote for each share of stock, and may vote by person or proxy, but said proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice, by publication in one or more of the county papers, shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws.

Annual election

Officers and agents.

Votes.

Notice of election.

SECTION 10. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now required by law.

Bonus and taxes.

SECTION 11. That it shall be lawful for the said bank to receive on deposit, from time to time, such sums of money, not less than one dollar, as may be offered by corporations, boatmen, tradesmen, clerks, mechanics, laborers, servants, minors, married women and others, and to allow such interest for money so received as may be agreed upon between said bank and said depositors; to loan at the same, together with any other moneys they may have by discounting or purchasing negotiable notes, drafts and bills of exchange; that deposits made by married women or minors in said bank may be repaid them upon their orders, checks or receipts, which shall discharge the said corporation from any further claims for the same; and deposits so made by married women and minors shall not, at any time, be subject to the claim or demand of or payable to the husband of said married woman, or to the parent or guardian of such minor.

Deposits.

Interest.

Loans.

Deposits by married women and minors.

SECTION 12. This charter shall continue for twenty years, but the legislature reserves the right to revoke, annul or alter the same at any time, when it shall be deemed necessary for the public good: *Provided however*, That no injury shall be done to the stockholders.

Limitation.

Reservation.

SECTION 13. The stockholders shall be individually and sev-

Individual liability.

erally liable for the debts of the bank, to double the amount subscribed for or held by them.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 192.

An Act

To change the time of holding the borough and township elections in Lebanon and Dauphin counties, approved February nineteenth, one thousand eight hundred and sixty-nine, and to extend the provisions of an act approved June twenty-eighth, one thousand eight hundred and seventy-one, to said counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Act of 28th June, 1871, extended to.

That the provisions of the act, entitled "An Act to change the time of holding borough and township elections in the commonwealth of Pennsylvania," approved June twenty-eighth, one thousand eight hundred and seventy-one, be extended to the several townships and boroughs of Lebanon and Dauphin counties, except the borough of Lebanon and city of Harrisburg.

Exceptions.

How long persons now in office to continue.

SECTION 2. That all the persons elected to office in said townships and boroughs in Lebanon and Dauphin counties, except in the borough of Lebanon and city of Harrisburg, shall hold their several and respective offices until the third Friday of March, Anno Domini one thousand eight hundred and seventy-three; and that no election in said townships and boroughs shall be held until the third Friday of March, Anno Domini one thousand eight hundred and seventy-three.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 193.

An Act

Creating the borough of Parkesburg, in the county of Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the village of Parkesburg, in the county of Chester, and territory adjacent, as hereinafter described, now situated in Sadsbury township, in said county, shall be and the same is hereby erected into a borough, which shall be a body politic and corporate, and called by the corporate name of the borough of Parkesburg, bounded and limited as follows, namely:

Borough created

Beginning at a point in the line of lands of Enoch W. Hes-

Name.

ton and Samuel Jackson, where the line between the township

Boundaries.

of Sadsbury and Highland crosses said line of lands; thence

along the said line, between the said township, south seventy-

three degrees west three hundred and sixty-eight perches, to

the centre of the Limestone road, where it crosses said town-

ship line; thence along the middle of said Limestone road

north six degrees west two hundred and forty-eight perches,

to a large rock at the intersection of the said Limestone and

a public road leading from said Limestone road to Upper

Octoraro Presbyterian church, on lands of William Brinton;

thence through lands of William Brinton, A. W. Turner, John

McCanna and David Parke, north forty-three degrees east two

hundred and forty perches, to a large chestnut stump, on or

near the line of lands of David Parke and Oliver P. Wilson;

thence on line of lands of David Parke and Oliver P. Wilson,

line of lands of Enoch M'Conaghy and Oliver P. Wilson, line

of lands of David Parke and Enoch M'Conaghy, line of lands

of David Parke and estate of William Parke, deceased, north

eighty-three degrees east one hundred and eighty-nine perches,

to a hickory tree in said line; thence through lands of David

Parke, lands of Dr. Andrew Murphey, line of lands of David

Parke and Dr. Andrew Murphey, and line of lands of Samuel

Jackson and Enoch W. Heston, south five degrees east three

hundred and thirty-five perches, to the place of beginning.

SECTION 2. That the said borough, hereby erected, shall be

under and subject to the general borough laws of this com-

Subject to gen-
eral borough
laws.

SECTION 3. The powers of the corporation shall be vested

in a burgess, and a town council composed of four members,

In whom pow-
ers to be vested.

and in such other officers as are provided for by the general

borough laws; the burgess shall be a member of the town

council, and entitled to act and vote as such.

Burgess.

SECTION 4. The election for officers shall be held on the

third Friday of March, of each year, at Parkesburg hotel, or

at such other place as the town council shall designate from

time to time; the first election shall be held at said public

When and
where elections
to be held.

First election.

house on the third Friday succeeding the passage of this act, of which such notice, as is required by the general borough laws, shall be given by J. Wilson Wright; said election shall be held and conducted by Hon. Robert Parke, as judge, and Parvin Smith and John R. Owens, as inspectors, who shall conduct the same as borough elections are conducted under the general borough laws, and make return as required by said laws; the elections herein provided for, and all future borough elections in said borough, shall open at twelve o'clock, noon, and close at seven o'clock P. M.; the officers elected at the first election shall continue in office until their successors are elected, on the third Friday of March succeeding the election.

When polls to
open and close.

Taxation for bo-
rough purposes.

SECTION 5. That the burgess and town council of the said borough shall have power to levy and collect taxes in said borough, for borough purposes, and expend the same in accordance with the general laws of the commonwealth regulating boroughs: *Provided*, That the said burgess and town council shall not have power to levy and collect, in any one year, a greater amount of tax than at the rate of four mills on the dollar of the assessed valuation of the property of said borough made taxable by said general laws, excepting for the first year, when the said tax shall not exceed the rate of six mills on the dollar.

A separate elec-
tion and school
district.

SECTION 6. The said borough shall be a separate election and school district, and the electors thereof shall hold their borough and general elections at the Parkesburg hotel, or such other place as the town council of said borough may from time to time designate.

Qualifications
of voters.

SECTION 7. The inhabitants of said borough entitled to vote for members of the general assembly, and having resided within said borough three months immediately preceding any borough election, and having paid the borough tax last assessed previous to the election, shall have the right to vote: *Provided*, That at the first election all citizens entitled to vote for township officers, under existing laws, may vote for borough officers.

School directors

SECTION 8. The board of school directors of the school district of said borough shall consist of three members, one of whom shall be elected annually to serve for three years: *Provided*, That at the first election for borough officers, held under this act, the qualified voters of said school district shall elect three persons to serve as school directors, who shall, at their first meeting after such election, determine their term of service by lot, to serve respectively one, two and three years, their term of service to expire as provided by the general school laws; any two of said board to constitute a quorum for transaction of business.

Assessment and
collection of
taxes.

SECTION 9. In assessing taxes in said borough for state, county, schools or borough purposes, all lands within the borough limits shall be assessed, and the taxes thereon levied and collected in the borough; when the line separating said borough from the surrounding townships divide a tract of land, the whole of said tract shall be assessed, and the taxes thereon

collected in the borough: *Provided*, The owner's residence is within said borough.

SECTION 10. That for the purpose of adjusting the indebtedness of the township of Sadsbury, incurred for schools, roads or any other purpose whatever, the auditors elected by the borough of Parkesburg, and the township of Sadsbury, at the first election after the passage of this act, shall adjust the said indebtedness on a fair and equitable basis, in proportion to the voting population; and the said borough of Parkesburg shall pay to the proper authorities of Sadsbury township the amount thus ascertained.

Adjustment of indebtedness of Sadsbury township.

Borough to pay amount ascertained.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 194.

A Further Supplement

To the act incorporating the Philadelphia Saving Fund Society.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of an act, entitled "An Act to incorporate the Philadelphia Saving Fund Society," approved the twenty-fifth day of February, one thousand eight hundred and nineteen, as may be held or construed to limit the investments of the said society, other than in real securities, to the loans of the United States and of this commonwealth, be and the same is hereby repealed: *Provided*, That nothing herein contained shall be taken to authorize the said society to purchase or discount promissory notes, bills of exchange, or other individual securities, or to purchase or lend upon shares of stock in joint stock companies or corporations.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 195.

An Act

Supplementing the charter of the Freehold Bank and Building Association of the city of Pittsburg.

Preamble.

WHEREAS, Public notice has been given, by publication for six months, of the intended application of the Freehold Bank and Building Association of Pittsburg, for an enlargement of its corporate powers ; therefore,

May invest capital and assets in purchase of notes, &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the said the Freehold Bank and Building Association be and the same is hereby authorized to invest and employ a portion of its capital and assets in the purchase of promissory notes and other negotiable paper, in addition to the other securities now authorized by law ; and the proviso to the fifth section of the act of third March, eighteen hundred and seventy, (pamphlet laws, page three hundred and forty-one,) be and the same is hereby suspended for the period of twenty years, and no longer.

Capital stock may be increased.

SECTION 2. That the capital stock of said association may be increased to any sum not exceeding five hundred thousand dollars, at any time, by a vote of three-fifths of the stockholders, at a meeting called for that purpose.

Reservation.

SECTION 3. The legislature reserves the power to alter, annul or revoke the powers granted by this act, whenever, in their opinion, the interests of the citizens of this commonwealth require it.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 196.

A Supplement

To an act, entitled "An Act authorizing the burgess and town council of the borough of Stroudsburg to borrow money," approved the tenth day of May, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of the borough of Stroudsburg be and they are hereby authorized and empowered to borrow, on the credit of said borough, such further sum, in addition to that authorized by the provisions of the act to which this is a supplement, as may be necessary to pay for the steam fire engine, and the necessary fire apparatus already purchased by the authorities of said borough: *Provided*, That the additional amount hereby authorized to be borrowed for the purpose aforesaid shall not exceed the sum of one thousand dollars; and the corporate authorities of said borough are hereby authorized to issue bonds to secure the payment of such additional indebtedness, in such sums and bearing such rate of interest, not exceeding seven per centum per annum, as may be expedient; said bonds to be exempt from all taxation, except for state purposes.

Authorized to borrow additional money, and issue bonds.

SECTION 2. And for the purpose of paying off the indebtedness incurred under the provisions of this act, and of the act to which this is a supplement, the corporate authorities of said borough are hereby authorized to levy and collect, annually, in the same manner as the ordinary borough taxes are levied and collected, a special borough tax upon all the subject of taxation under the laws of this commonwealth for county purposes: *Provided*, That said tax shall not exceed, in any one year, the rate of two cents on the dollar on the assessed valuation of said borough.

Bonds exempt from local taxation.

Authorized to levy a special tax.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 197.

An Act

Limiting the cost of new jail in Towanda, Bradford county, Pennsylvania.

WHEREAS, The commissioners of Bradford county are now erecting a new jail in said county, at an estimated cost of sixty-four thousand dollars :

And whereas, The county convention assembled at Towanda, did instruct their representatives to secure legislative enactment restricting the outlay on said jail ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Bradford county, in the erection of a new jail at Towanda, in said county, are hereby restricted in their outlay for such building, to the sum of seventy thousand dollars ; this amount to include all expense in every particular, for material, labor and every thing necessary to entirely complete the building, except the cost of site ; a failure to comply with the requirements of this act, by said commissioners, shall be held and treated as a misdemeanor in office, and shall forfeit and pay the amount expended in excess of the sum mentioned in this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 198.

An Act

To allow the qualified voters of the borough of Shippensburg, in the county of Cumberland, to vote on the question of granting license to sell intoxicating liquors within the limits of said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That at the next annual borough election held in the borough of Shippensburg, in the county of Cumberland, and at the annual borough election every third year thereafter, it shall be the duty of the inspectors and judges of election in said borough to receive tickets, either written or printed, from the legal voters of said borough, labelled on the outside "license," and on the inside "for license" or "against license," and to deposit said tickets in a box provided for that purpose by said inspectors and judges, as is required by law in case of other tickets received by said election; and the tickets so received shall be counted, and a return of the same made to the clerk of the court of quarter sessions of the county of Cumberland, duly certified by the return judge of said borough, which certificate shall be filed with the other records of said court.

Question of granting liquor licenses to be submitted to vote of electors.

Tickets to be counted, and return made to clerk of quarter sessions.

SECTION 2. It shall be the duty of the high constable of the said borough to give due public notice, by printed or written handbills posted within the said borough, ten days previous to the time of holding the next annual borough election, at which time the question of license or no license will be submitted to the voters of said borough; and also ten days' notice for the annual borough election every third year thereafter.

Duty of constables.

SECTION 3. That in receiving and counting, and in making returns of the votes cast, the inspectors, judges and clerks of said election shall be governed by the laws of this commonwealth regulating general elections; and all penalties of said election laws are hereby extended to, and shall apply to the voters, inspectors, judges and clerks acting at and in attendance upon the elections held under the provisions of this act.

How officers to be governed in receiving, &c., of votes.

SECTION 4. Whenever, by the returns of the election held in the borough of Shippensburg, it shall appear that there is a majority against license, it shall not be lawful for any license to issue for the sale of spirituous, vinous, malt or other intoxicating liquors, except for medicinal or manufacturing purposes in said borough, at any time thereafter, until at an election as above provided, a majority of the voters of said borough shall vote in favor of license.

If majority of votes be against license, none to be granted.

SECTION 5. Any person who shall hereafter be convicted of selling, or offering for sale in the borough of Shippensburg, any intoxicating liquors without a license, shall be sentenced to pay a fine of fifty dollars, or confinement in the county jail for six months, or both, at the discretion of the court, for each and every offence.

Penalty for selling without license.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 199.

An Act

To authorize the Pittsburg and Birmingham Passenger Railway Company to issue a general mortgage bond to raise money to pay the indebtedness of said road, to extend their track, building car houses, stables and other necessary improvements.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That said Pittsburg and Birmingham Passenger Railway Company, of the city of Pittsburg, shall be and is hereby authorized and empowered to cause to be issued bonds, in the name of the company, to an amount not exceeding seventy-five thousand dollars, bearing interest at a rate not exceeding seven and three-tenths per cent per annum, and to dispose of said bonds in sums not less than five hundred dollars each, payable in not less than twenty years, and to secure the same by a mortgage to trustees on their railway, corporate franchises and property of every description, acquired and to be acquired, the rents, issues and profits thereof; which mortgage shall be recorded in the office for recording deeds in and for the county of Allegheny, and shall, without further record, be a lien on the property mortgaged: *Provided,* That twenty-one of said bonds, numbered consecutively from one to twenty-one, or so many thereof as shall be found necessary, be specially set apart to be exchanged for the first and only mortgage bonds of this company heretofore issued and outstanding; and when such exchanges cannot be made bond for bond, the new bonds hereby set apart, or so many as shall be necessary, shall be sold, and the proceeds thereof set apart and applied to the purchase or payment of those outstanding, and the proceeds of the balance of said bonds shall be specifically applied towards the payment of matured and maturing indebtedness of said railway company, and to extending the track of said railway, building car houses, stables and other improvements for the use of said company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 200.

A Supplement

To an act, entitled "An Act in relation to pleading and judgment, voluntary arbitrations and additional return days for writs by the courts of common pleas in the Nineteenth district of Pennsylvania, and the practice of said courts therein," approved the ninth day of April, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in addition to the return days of the courts of common pleas of the county of York, provided by existing laws, the first Monday of each of the months of February, March, April, May, July, August, September and December, in every year, shall each be a day for the return of all *mesne* and final process issuing from said courts, except writs of partition and subpoenas in divorce; such process shall be directed to be returned to either of the special return days provided by the act to which this is a supplement, which shall happen before the next term after the issuing thereof, or to one of the regular return days of such next term, at the option of the party issuing said process; parties to such process may proceed in such causes, in all respects, in like manner as if such process were returnable to, and returned upon one of the regular return days in any term of said court; and the provisions of the first section of the act to which this is a supplement, shall apply to actions brought, and writs made returnable to such special return days provided by this act, with like effect as if made returnable to return days in term time; and that the stay of execution provided by the act relating to executions, approved the sixteenth day of June, Anno Domini one thousand eight hundred and thirty-six, shall be computed in all cases from the return day of the original process.

Additional return days in court of common pleas, York county, provided for.

First section of former act to apply to writs returnable to special return days.

When stay of execution to be computed from.

SECTION 2. That the provisions of the first section of the act to which this is a supplement shall apply to all appeals hereafter to be taken to the court of common pleas of York county from the judgments of justices of the peace: *Provided*, That no judgment shall be taken for want of an affidavit of defence until after declaration filed, and thirty days' notice in writing shall have been given to the defendant, or his attorney of record, of the filing in the prothonotary's office of the copy of the book entries, record or claim and affidavits required by the act to which this is a supplement.

First section of former act to apply to appeals from judgments of justices.

Judgment for want of affidavit of defence.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 201.

An Act

To authorize the trustees of the Polytechnic College of the State of Pennsylvania to borrow money, and secure the same by bond and mortgage.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. and it is hereby enacted by the authority of the same, That the trustees of the Polytechnic college of the state of Pennsylvania, be and they are hereby authorized to borrow money, from time to time, for the educational purposes of said institution, as well as for the purchase of real estate for a college building, (the amount of said loan not to exceed, at any one time, the sum of fifty thousand dollars,) and to make and issue bonds therefor, secured by a mortgage on any real estate owned by said institution, at a rate of interest not greater than six per centum per annum.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 202.

An Act

To confirm and amend the charter of the Old Oaks Cemetery Company.

Preamble.

WHEREAS, The court of common pleas for the city and county of Philadelphia, on September second, one thousand eight hundred and sixty-eight, granted a charter to the Old Oaks Cemetery Company of Philadelphia, which charter it has since been ascertained was defective, in not setting forth the amount of capital stock, number of shares, and many other matters essential to the proper and useful management of the affairs of the corporation thereby created :

And whereas, Said company is desirous of selling such portions of the land they already own as is not fitted for the purposes of sepulchre, and is also desirous of purchasing an

adjoining tract of land for the purpose of enlarging and improving their cemetery; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the powers and privileges heretofore granted by the court of common pleas of the city and county of Philadelphia, to the Old Oaks Cemetery Company of Philadelphia, and all acts done in pursuance of such grant, be and the same are hereby granted, ratified and confirmed: *Provided however,* That no injury be done thereby.

Powers and privileges granted, confirmed.

SECTION 2. That the property of said corporation, now or hereafter to be acquired, shall be represented by a capital of one million dollars, which shall be divided into five thousand shares of stock, of the par value of one hundred dollars per share, which stock shall be apportioned and distributed to the present stockholders or parties in interest, in proportion to their interest therein; and said stock shall be assigned and transferred in accordance with the rules and by-laws of the company.

Capital.

SECTION 3. That the said corporation shall have power to purchase so much land adjoining their present cemetery, (not exceeding one hundred acres in addition to what they now hold,) as they may deem expedient, for the purpose of enlarging and improving said cemetery; and they shall also have power to sell and convey such portions of their property as they may declare unfitted for cemetery purposes, and as will enable them to square their cemetery and adapt it to adjoining streets: *Provided,* That no such sale or conveyance shall be made by said corporation, of any portion of their property which has already been used for the purpose of interment or sepulchre.

May purchase land adjoining cemetery.

May sell portions of their property.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 203.

An Act

To change the terms of the several courts of the county of Carbon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the terms of the several courts of the county of Carbon shall be as follows: The first term of said court shall commence on the third Monday of January; the second term on the fourth Monday of March; the third term on the third Monday of June, and the fourth term on the third Monday of October, in each and every year: *Provided*, That this act shall not take effect until the first day of April, A. D. one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 204.

A Supplement

To an act, entitled "An Act to incorporate the Pennsylvania Wine Manufacturing Company," approved May twenty-ninth, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said company shall have the right to establish agencies.

May establish
agencies.

SECTION 2. That the said company shall have the privilege of borrowing money, at a rate not exceeding eight per centum per annum.

May borrow
money.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 205.

An Act

To authorize the commissioners of Crawford county to borrow money, and issue bonds therefor, not exceeding fifty thousand dollars.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Crawford county be and are hereby authorized to borrow such sum of money as may be deemed necessary to pay the floating debt of said county, now in existence, and to pay its current expenses, till returns are secured from the tax duplicates of one thousand eight hundred and seventy-two: *Provided,* Such sum shall not exceed fifty thousand dollars.

Authorized to borrow money.

SECTION 2. That said commissioners be and are hereby authorized to issue therefor both registered and coupon bonds, or either, with interest, payable semi-annually, at such rate as they may deem proper, not to exceed, however, seven per cent.; and said bonds shall not be sold for less than their par value, and they shall be exempt from taxation, except for state purposes.

Authorized to issue bonds.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 206.

An Act

To repeal so much of an act, entitled "An Act relative to the advertisement of claims, &c., in the city of Philadelphia," approved the twenty-fifth day of May, Anno Domini one thousand eight hundred and seventy-one, relating to the appointment of two persons to audit the accounts of the receiver of taxes, and the collector of delinquent taxes, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That so much of an act, entitled "An Act relative to the advertisement of claims, &c., in the city of Philadelphia," relating to the appointment of two persons by the chairman of the joint committee on finance, of the select and common councils of the city of Philadelphia, to scrutinize, audit or to have audited the books of the receiver of taxes and the collector of outstanding and delinquent taxes of the said city, for the years eighteen hundred and seventy-one and eighteen hundred and seventy-two, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 207.

A Supplement

To an act, entitled "An Act relating to the fees, salaries and duties of certain county officers in Allegheny county," approved April sixth, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section four of the act to which this is a supplement be and the same is hereby repealed; the other sections of said act shall be so construed as to be in harmony with the succeeding sections of this act.

Section four of former act repealed.

SECTION 2. That the second proviso of the seventh section of the act to which this is a supplement be and the same is hereby repealed, and in lieu thereof the following is substituted, to wit: That all salaries provided in this act, and the act to which it is a supplement, except those provided in the sixth, seventh and eighth sections of this act, shall be paid from the amounts paid into the county treasury from the respective offices, after ascertaining and deducting the amount due the deputies and clerks in each office; and if there has not been a sum sufficient from fees received and paid in, or earned and due by the county for services rendered, to pay the full amount of the salary of the officer holding said office, he shall only receive such proportion of his salary as shall be equal to the aggregate of the net fees received and earned during his term of office.

How salaries to be paid.

Cases where fees received are insufficient to pay salaries in full.

SECTION 3. The annual salaries of said officers shall be as Salaries fixed follows, to wit:

- Of the district attorney, four thousand dollars.
- Of the assistant district attorney, fifteen hundred dollars.
- Of the sheriff, six thousand dollars.
- Of the coroner, two thousand dollars.
- Of the prothonotary, six thousand dollars.
- Of the clerk of the orphans' court, two thousand five hundred dollars.

- Of the clerk of courts, three thousand dollars.
- Of the register of wills, two thousand five hundred dollars.
- Of the recorder, four thousand dollars.

And the district attorney shall be entitled to receive, in addition, fifty per cent. of the fees and percentages allowed by the court, or now authorized by law, on all forfeited recognizances: *Provided*, That this act shall not apply to the officers who were elected prior to the year eighteen hundred and seventy.

Additional compensation to district attorney.

SECTION 4. That the fees to be collected by the clerk of the orphans' court shall hereafter be as follows:

Fees to be collected by clerk of orphans' court.

For entering accounts of executors, administrators, guardians and trustees, one dollar and twenty-five cents.

For each confirmation of reports of auditors, twenty-five cents.

For taking affidavits under seal, fifty cents.

For issuing certificates to auditors, guardians and trustees, seventy-five cents.

For filing and entering petition for the appointment of a guardian, one dollar.

For each name after first, twenty-five cents.

For certifying under seal for pensions, twenty-five cents.

For filing and entering petition for inquest to make partition of decedents' estate, issuing writ to sheriff, filing and entering return thereof, filing and entering decree awarding parts, filing and entering proceedings for sale of real estate and return thereof, filing and entering reports of auditors, et cetera, for the first one hundred words, fifty cents, and per one hundred words thereafter, thirty cents.

For filing and entering confirmation of inquisition, thirty-five cents.

For filing and entering bonds, thirty cents.

For entering, filing and issuing rule on heirs in partition under seal, seventy-five cents.

For entering draft, for each line or course thereof, twenty-five cents.

For taking and entering each recognizance, one dollar.

For issuing each order of sale under seal, two dollars.

For filing each schedule, confirmation of sales, or any paper not herein specially provided for, thirty cents.

For filing and entering petition for citation, and issuing under seal, one dollar and seventy-five cents.

For issuing attachment under seal, seventy-five cents.

For copy of record or any paper filed, first one hundred words or less, fifty cents, and every item or eight words thereafter, one cent.

For every search, twenty-five cents.

For filing and entering appeals to supreme court, one dollar.

For writing and attesting receipts or either, fifty cents.

For each entry upon argument list, fifty cents.

For entering satisfaction of recognizance, fifty cents.

For entering and filing list of property retained by widow of decedents, one dollar.

For receiving and distributing money paid into court, one per cent. for first five hundred dollars, and one-half of one per cent. per dollar above that sum.

Special acts fixing fees, repealed.

SECTION 5. That all special acts heretofore passed fixing the rate of fees to be charged by the county officers of the county of Allegheny, except so far as relates to the district attorney and coroner, be and the same are hereby repealed; and the fees of the several officers herein named shall be taxed as ascertained and appointed in the fourteenth section of the act to which this is a supplement; and such fees as are not provided for in said fourteenth section, shall be taxed as ascertained and appointed in the act of April second, one thousand eight hundred and sixty-eight, entitled "An Act to ascertain and appoint the fees to be received by the several officers of this commonwealth;" and the gross receipts of the offices of prothonotary and clerk of quarter sessions, et cetera, register and recorder, shall be paid into the county treasury, for the use of the county, in the same manner that the other fees and emoluments are returned by the several officers, in pursuance of the provisions of this act, and the act to which this is a supplement; and all acts or parts of acts conflicting with the provisions of this section are hereby repealed, so far as they affect this act.

How fees to be taxed.

Gross receipts of certain offices to be paid into county treasury

Salary of county commissioners, fixed.

SECTION 6. That the county commissioners shall each receive for his services the sum of two thousand dollars per year as salary, which sum shall be in lieu of all other emoluments received by them: *Provided*, That each of said county commissioners, before drawing his salary, which shall be paid quarterly, shall in each quarter file with the controller an affidavit that no exonerations or reduction in taxes or assessments, on any property in the county, has been made by them during the quarter preceding, without the propriety of the same has been carefully examined and considered by at least two of their number, and that before granting such reduction or exoneration, a majority of the board were satisfied of the justice and propriety of the same, after hearing, upon due notice to the assessors of the proper district: *And provided further*, That they shall also swear that they were on duty each day, that their presence was necessary to the proper performance of the duties of their office; and said commissioners shall keep a docket, wherein shall be entered, and properly indexed by their clerk, all applications for exonerations or reductions in taxes or assessments, the name of the person applying for the same, the property whereon the assessment is made, or tax is due, together with the reason for the reduction or exoneration sought, with a brief of the evidence and facts on which the commissioners granted or refused the application; which said

Before drawing salary, to file affidavit with controller.

To keep docket containing applications for exonerations, &c.

docket shall at all reasonable times be open to the inspection of any citizen or tax-payer of the county.

SECTION 7. That the salaries provided to be paid to the officers elected in the year eighteen hundred and seventy, in the act to which this is a supplement, shall be paid the several officers absolutely up to the time of the passage of this act, the difference, if any, to be charged as a balance due the county from the surplus fees to be derived from the several offices.

SECTION 8. That the county of Allegheny is hereby authorized and directed to pay to each of the judges of the district court, and the court of common pleas for the county of Allegheny, the sum of one thousand dollars per annum for the present year, and for every year hereafter, in addition to the sum appropriated by the state as their salaries: *Provided*, That the said one thousand dollars shall be paid quarterly from the county treasury, and that no part of the same shall ever be paid out of the state treasury.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 208.

An Act

Regulating the election of borough officers in the borough of Dillsburg, York county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the election for the different officers of the borough of Dillsburg, in the county of York, shall be held on the third Friday in March, in every year, at the same place and in the same manner as the election of the township of Carroll, in said county; and the chief burgess, assistant burgess and town council shall be sworn into office the first Monday succeeding the said elections.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 209.

A Supplement

To an act authorizing the establishment of a law library in the county of Cumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all verdict fees received by the clerk, prothonotary and sheriff of said county in civil and criminal cases, shall be paid by them to the treasurer of the law library committee; and that the said clerk, prothonotary, sheriff and the district attorney, and justices of the peace of said county, are hereby required to make a detailed statement under oath, on the fifteenth day of February, May, September and December, of each year, of the amounts of money which have come into their hands to which said law library is entitled, and to pay over the amount thereof to the treasurer of said library fund; and upon failure of any party to make such statement, or pay over the amount received by him as before required, he shall be liable to a fine of twenty-five dollars, to be sued for and recovered as other debts are now recoverable at law; and any fines so collected shall be for the use of said law library.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 210.

A Further Supplement

To an act, entitled "An Act to organize the Middle Coal Field poor district," approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever the overseers of the poor of any borough, township or other municipal division of the counties of Carbon or Luzerne shall, with the directors of the poor of the Middle Coal Field poor district, agree upon the terms upon

How borough,
township, &c.,
may become
part of district.

which any such borough, township or other municipal division may become a part of said poor district, the said overseers shall submit the same for the approval or disapproval of the tax-payers of such borough, township or other municipal division; and if a majority of said tax-payers shall approve of the same, by the signature to such terms of admission, the said borough, township or other municipal division, from such time as may be agreed upon between the said directors and overseers, shall become and be a part of said Middle Coal Field poor district, as fully as if the said borough, township or other municipal division had been named in the act to which this is a farther supplement.

SECTION 2. That at or after the time agreed upon between the said directors and overseers, the poor of such borough, township or other municipal division as shall be annexed to said district, or such of them as the said directors and overseers shall think it expedient to remove, shall be removed to the poor house of said district; and at the next meeting thereafter, the said directors shall make such order as shall be necessary for the relief and support of such as cannot be removed to said house, and from time to time shall make such further orders as shall be necessary in the premises; and as soon as the outstanding taxes, and such other taxes as it may be necessary to levy for the payment of the indebtedness of any such annexed borough, township or municipal division, are collected, and such indebtedness paid, the office of overseers of the poor in such annexed borough, township or other municipal division shall cease.

Poor of annexed borough, &c., to be removed to poor house.

Directors to make order for relief of such as cannot be removed.

When office of overseer in annexed division to cease.

SECTION 3. That for such proportional cost and value of the farm, buildings and other property of the said Middle Coal Field poor district, as may be agreed upon by and between the said directors and overseers, to be paid by such annexed borough, township or other municipal division, the said overseers are hereby authorized and required to issue to the said poor district such bonds of said annexed borough, township or other municipal division, as may be necessary for that purpose, of such amounts, and payable at such times, and at such rate of interest, as may be agreed upon by and between the said directors and overseers; and for the purpose of providing means for the payment of the same, the directors of the said Middle Coal Field poor district shall, annually, so long as the same shall be necessary, add to the duplicates of poor taxes levied in any such annexed borough, township or other municipal divisions, such per centum as will be sufficient to pay the said bonds as they mature, and the interest thereon, and cause the same to be collected with the said poor taxes levied for current expenses; and if any surplus of such additional tax shall remain, after the payment of the said bonds and interest, the same shall be paid to the supervisors, or other proper disbursing officer of such borough, township or other municipal division, to be applied to the making and repairing of highways.

Overseers to issue bonds to district for proportional cost of farm, &c.

How means for payment of bonds to be raised.

SECTION 4. That if, in consequence of the annexation of territory as aforesaid to said poor district, it shall by the board of directors of the said district be found necessary to increase

How number of directors may be increased.

the number of the directors of the same, the said directors shall cause notice thereof to be published in one or more of the newspapers printed in said district, four weeks before any annual election of directors, which notice shall designate the part of the district for which the director or directors are to be chosen, and at the next annual election such additional director or directors shall be elected, for such term as shall be designated in said notice.

Annual election
for directors.

Returns.

Certificates.

Copy of return
to be left at poor
house.

When directors
elect to take
their seats.

How terms of
additional di-
rectors to be ad-
justed.

How long pre-
sent board to
hold office.

Directors may
appoint out-
door agents,
physicians, &c.

Repeal.

SECTION 5. That from and after the passage of this act the annual election for directors of the Middle Coal Field poor district shall be held at the times and places, and in the manner provided by law for the election of borough and township officers; the returns of which election shall be filed in the office of the clerk of the court of quarter sessions of Carbon county; and the judges of said elections shall meet at the poor house in said poor district, on the Tuesday next after the election, with properly certified returns of the same, and after counting the votes, the said judges shall issue their certificate to the person elected, and shall also leave at the said poor house, for the use of the directors, a copy of the general return of said election, showing the whole number of votes cast at said election for each person then voted for.

SECTION 6. The person or persons elected director or directors of the poor of the Middle Coal Field poor district, shall take their seats as members of the board, on the first day of April next following his or their election, and shall hold their offices for the term for which he or they were elected, and until their successor or successors are duly elected and qualified: *Provided*, That if, under the provisions of the fourth section of this act, the number of directors shall be increased, their terms of office shall be so adjusted that one director shall be elected in each year, except when an additional member is required to be elected to fill vacancies: *And provided further*, That the members of the present board of directors shall hold their offices until the first day of April next succeeding the term for which they were elected.

SECTION 7. That the directors of the said Middle Coal Field poor district, in addition to the officers named in the act to which this is a further supplement, shall have authority to appoint out-door agents and physicians, whenever they shall deem the same necessary, and all other officers except such as are made elective by the act to which this is a further supplement, necessary for the proper administration of the affairs of the said district.

SECTION 8. That all acts or parts of acts of the general assembly of this commonwealth, relating to said Middle Coal Field poor district, inconsistent herewith, are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 211.

An Act

To enable Adam Warfel and James E. Oatenkirk, collectors of taxes in Brady township, Huntingdon county, to collect certain unpaid taxes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Adam Warfel, who was appointed collector of state and county taxes for the year one thousand eight hundred and sixty-nine, in the township of Brady, Huntingdon county, and James E. Oatenkirk, who was appointed collector of bounty taxes for the same township of Brady, to collect the duplicates for the year one thousand eight hundred and sixty-nine, are hereby respectively allowed one year from the date of the approval of this act, to make return in pursuance of the warrants issued to each of them; and that the said warrants so issued to them respectively shall have the same force and effect as though issued at the date of the approval of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 212.

An Act

Relative to appeals from assessments of real estate in the county of Lancaster.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any freeholder or owner of real estate in the county of Lancaster, who may feel aggrieved by the last or any future assessment of his property, and be dissatisfied by the decision of the county commissioners upon his or her appeal from the said assessment, may appeal from the decision of the county

commissioners to the court of common pleas of said county, and for that purpose, may present to the said court, within thirty days from the passage of this act, and in future cases within thirty days after the county commissioners shall have informed him or her of their decision, his or her petition, setting forth the facts of the case; and the said court shall proceed at the earliest convenient time, to be by them appointed, and of which notice shall be given to the county commissioners, to hear the said appellants and the proofs of the parties, and the said court shall make their decree affirming, reducing or setting aside such assessment complained of as to them shall seem just and right.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 213.

An Act

Authorizing the Allegheny Valley Railroad Company to change the time of the annual meeting of their stockholders.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the Allegheny Valley Railroad Company be and the same are hereby authorized to change the time of the annual meeting of the stockholders of said company, and the election of the officers thereof, from the day now fixed by the charter of said company, unto such other day as will, in the judgment of the board, best suit the convenience of the said company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 214.

An Act

To enable the borough of Birmingham to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Birmingham, in the county of Allegheny, be and they are hereby authorized to borrow, for the use of said borough, a sum of money not exceeding fifty thousand dollars, and to issue the bonds of the aforesaid borough as security for said loan, with interest thereon, at a rate not exceeding eight per centum per annum: *Provided*, That the said loan shall be applied to the payment of any debts and improvements made by the said borough of Birmingham: *And provided further*, That said bonds shall be issued in sums not less than one hundred dollars each, payable in any number of years, not exceeding fifteen, to be exempt from taxation, except for state purposes; and for the redemption of said bonds, and the payment of interest thereon, the faith, credit and property of the said borough shall be pledged.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 215.

A Supplement

To the act of March eighth, one thousand eight hundred and seventy-one, to authorize the commissioners of Perry county to borrow money for the erection of a new poor house.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Perry county be and they are hereby authorized and empowered to borrow, in addition to

the twenty-five thousand dollars authorized to be borrowed by the act to which this is a supplement, a sum of money not exceeding, in the whole, fifteen thousand dollars, for the purpose of completing the erection of the new poor house in the said county, on the faith and credit of said county, and to issue bonds or certificates of indebtedness therefor, in the mode and manner, and pursuant to the directions prescribed in the first section of the act of eighth March, Anno Domini one thousand eight hundred and seventy-one, to which this is a supplement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 216.

A Supplement

To the charter of incorporation of the trustees of the Western University of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of said corporation shall be the Western University of Pennsylvania.

Name.

Trustees.

SECTION 2. The board of trustees of the Western University of Pennsylvania shall hereafter consist of thirty-three members, to be constituted and appointed as follows: On the next annual meeting of the board the trustees now comprising the board shall, under the direction and supervision of the president, be divided by lot into three classes, one of six, and two of ten each; the seats of those forming the class of six shall thereupon become vacant, and the other members having caused a minute thereof to be made, shall proceed to elect ten persons, citizens of this commonwealth, as members of the board, to hold office for three years; of the other two classes of ten, one shall be designated by lot to hold office for one year, and the other for two years thence ensuing; and the said three classes of ten each, together with the mayors of the cities of Pittsburg and Allegheny, and the principal of the faculty to be hereafter designated as the chancellor of the university, shall constitute the board of trustees; at every annual meeting the two classes holding over shall elect a class of ten, to

take the place of those whose term of office shall expire: *Provided*, That all elections shall be by ballot, and no candidate shall be considered elected, unless at least eleven affirmative votes be given in his favor: *And provided also*, That no member of the board, by reason of the expiration of his term, shall be ineligible for another term.

SECTION 3. The board of trustees shall annually elect, by ballot, one of their number to be the president of the board; and they shall also at the same time elect a treasurer, who may be a member of the board, and a secretary and assistant treasurer, who shall not be a member; they shall also elect six members, who with the president shall constitute an executive committee, which committee when the board is not in session, shall exercise all the powers of the board, except that of alienating or encumbering the real estate or endowments of the corporation, and that of electing a chancellor or a member of the faculty.

President.

Treasurer, secretary and assistant treasurer.

Executive committee.

SECTION 4. The board of trustees shall have right to take and receive, for and in behalf of said corporation, any real or personal estate whatsoever, by gift, grant, bargain, sale, devise or bequest, by or from any person or corporation whatsoever, and upon any terms, conditions and stipulations whatsoever, which are not repugnant to the laws of this state or of the United States, and are not clearly inconsistent with the general purposes and intent for which the charter of the said corporation was originally granted; and to render more effectual the terms, conditions and stipulations of any gift, grant, bargain, sale, devise or bequest to said corporation, the said board of trustees shall have power for and in behalf of said corporation, to become party to and execute any deed or contract in writing, setting forth and making obligatory on said corporation the terms, conditions and stipulations of such gift, grant, bargain, sale, devise or bequest as the case may be: *Provided however*, That the aggregate annual net value of income of the real and personal estate of said corporation shall not exceed two hundred thousand dollars.

Trustees may receive property by gift, &c.

May become party to deed, &c.

Income limited.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 217.

An Act

To authorize an increase of the capital stock of the Pennsylvania Railroad Company, and to change the time of the annual meeting of the stockholders and election of directors.

Authorized to
increase capital
stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the capital stock of the Pennsylvania Railroad Company heretofore made and issued, or authorized to be issued under authority of law, the said company are hereby empowered to increase the same from time to time, four hundred and fifty thousand shares, of the par value of fifty dollars, and to sell and dispose of the same at not less than the par value thereof, in such manner, and payable in such instalments, as the board of directors of said company may from time to time prescribe.

Annual meet-
ing of stock-
holders changed

Annual meet-
ing of directors
changed.

SECTION 2. That the next annual meeting of the stockholders of said company shall be held on the second Tuesday of March, one thousand eight hundred and seventy-three, and annually thereafter; and the next annual election of the board of directors of said company, (after the annual election on the first Monday of March, one thousand eight hundred and seventy-two,) shall be held two weeks after the said meeting of the stockholders of the second Tuesday of March, one thousand eight hundred and seventy-three, and annually thereafter; and that so much of any law as conflicts with the provisions of this section, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 218.

An Act

To incorporate the Fireman's Insurance Company of the city of Altoona, Pennsylvania.

Preamble.

WHEREAS, The following fire engine, hose and hook and ladder companies of the city of Altoona, namely: Vigilant Steam

Fire Engine Company, Good Will Steam Fire Engine Company, Excelsior Hose Company and the Empire Hook and Ladder Company, in order to promote harmony and friendly intercourse among them, to establish those just relations that ought to exist among institutions whose aims are similar, and to enable them more effectually to perform the philanthropic duties devolving upon them by reason of the peculiar relation they bear to society, have formed themselves into an association, under the name, style and title of the Fireman's Insurance Company of the city of Altoona, and have selected delegates from each of the aforesaid companies, who, in pursuance of authority vested in them, are desirous that they, and their successors in office, may have and enjoy the rights and immunities of a corporation; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the following named delegates, to wit: Edward Mountney, James A. Lowrey, John A. Hindman, William Ritchey, Thomas F. Findley, William C. M'Donald, T. B. Patton and Henry Fettinger, and their successors, and all persons who may hereafter be associated with them, be and they are hereby created and constituted a body corporate and politic, in deed and in law, by the name, style and title of the Fireman's Insurance Company of the city of Altoona, and by that name shall have perpetual succession, and be able to sue and be sued, plead and be impleaded in any court of law and equity or elsewhere, and shall be able and capable in law and equity to take and hold to themselves, and their successors, lands, tenements, goods and chattels, of whatever kind or nature or quality, real, personal and mixed, which are now or hereafter may become the property of the said company by gift, grant, bargain, sale, conveyance, will, devise, bequest or otherwise, from any person or persons, and the same to grant, bargain, sell or dispose of, and also to manage and improve the same according to the terms of the donation or demise, and to the purposes, trusts and uses for which they shall be seized thereof; and shall and may adopt and use a common seal, and alter, change, break and renew the same at their pleasure.

Corporators.

Title.

Powers and privileges.

SECTION 2. That the said company shall have power and authority to hold, in fee simple, such real estate as may be by them thought necessary for the transaction of their business, or which shall be taken and held in security for the payment of debts due the company, or shall be conveyed in satisfaction of debts due the company, or purchased by them at any sale, by a marshal or sheriff, of lands under mortgage or judgment of the company, or against which they have a mortgage or judgment, and the same from time to time to sell, demise, grant, alien or dispose of, as the best interests of the company may demand, and to take charge of all the funds and other property of the company: *Provided however,* That no sale or alienation of any part of the real estate which the said company now or hereafter may hold shall be valid, unless the terms and nature of such alienation be proposed at a previous meeting, and acted upon at a subsequent meeting,

Real estate.

after the elapse of at least thirty days from the time said alienation was first proposed: *And provided further*, That no part of the real estate of said company shall be alienated, unless by consent of two-thirds of the said corporators, or their successors in office.

Corporators' constituted directors.

Authorized to make contracts and insure property.

SECTION 3. That the said corporators shall be deemed and constituted a board of directors, and shall have power to manage the affairs of said company, until their successors shall have been elected as hereinafter prescribed, with authority to make, execute and perfect contracts, bargains and agreements, as the interest of the company may require, and to make insurance against loss and damage by fire on all kinds of real, personal and mixed property of every description; and said company shall be liable to make good, or to pay to the several persons who may or shall be insured by said company, all losses they may sustain on the property insured, in accordance with the terms of the contract, or policy of insurance issued by said company; which said policy, and all other contracts of said company, may be made with or without the common seal of said company, and shall be signed by the president or vice president, and countersigned by the secretary or assistant secretary, and being so signed, executed, completed and delivered, shall be obligatory on said company.

Organization.

SECTION 4. That the said corporators shall meet within twenty days after the passage of this act, in the city of Altoona, and shall organize by choosing from their own number one person to act as president, one person as vice president, one person as secretary, and they shall also choose one person as assistant secretary, and shall elect three persons as a finance and executive committee, who shall hold their offices until their successors shall have been chosen.

Classification of directors.

SECTION 5. That the said directors shall be divided by lot into four classes; the terms of the first class to expire on the second Monday of February, one thousand eight hundred and seventy-three, the terms of the second class, on the second Monday of February, one thousand eight hundred and seventy-four, the terms of the third class, on the second Monday of February, one thousand eight hundred and seventy-five, the terms of the fourth class, on the second Monday of February, one thousand eight hundred and seventy-six, so that hereafter two directors shall be chosen in each year; the fire companies forming this company shall each be entitled to two directors: *Provided*, They shall elect such directors within thirty days after having been notified that a vacancy would occur to be filled by them; if any one fire company should neglect or refuse to elect directors, when thus notified, for the space of thirty days, then said directors shall appoint two directors, members of the fire company thus refusing to serve, until the next regular election; all election for directors to be held between the second Monday in January and the first Monday in February; the annual meeting of directors shall be held on the second Monday of February; no person shall be eligible to the office of director, except active or life members of the aforesaid fire companies, or such other fire

Each company entitled to two.

When to elect same.

Neglect to elect.

When elections to be held.

Annual meeting.

Eligibility to office.

companies as may be associated with them, as hereinafter prescribed; for the purpose of securing competent, skillful officers, it shall be the duty of the corporators, or their successors in office, to select as active officers two persons, of their own number, who are skillful underwriters, capable of ascertaining and fixing rates, and two of their own number, who are active firemen, capable of directing the work of fire companies.

Active officers.

SECTION 6. That the said corporators be and they are hereby authorized to create a capital stock, to the amount of one hundred thousand dollars, with the privilege of increasing said capital stock to an amount not exceeding five hundred thousand dollars, and to issue certificates of stock therefor in shares of one hundred dollars each, not more than one hundred shares to be taken or held by any one corporation, company or person.

Capital stock.

Certificates.

SECTION 7. Immediately after the organization of said corporators as hereintofore described, books of subscription for said capital stock shall be opened at three or more places in the city of Altoona, and subscriptions obtained thereto, on which ten per centum of the amount subscribed shall be collected within ten days thereafter, and the residue in such instalments, and at such times, as shall be designated by a majority of said corporators, or their successors in office; each of the aforesaid fire companies to have the privilege of taking one hundred shares of said stock; the members of said fire companies to have the privilege of taking the residue of said stock, if taken within thirty days thereafter; if the members of said companies shall neglect or refuse to take said residue, or any part thereof, persons not members of said companies shall have the privilege of taking the stock thus refused or declined, on the terms hereintofore prescribed; and when one-half of the aforesaid stock shall have been taken as hereintofore prescribed, the said company shall proceed to issue policies and transact business.

Subscriptions.

Taking of stock.

SECTION 8. It shall be the duty of said corporators, or their successors in office, to invest not less than twenty per centum of the paid up capital in United States, state or corporation bonds, within thirty days after the same shall have been received, and shall, within ninety days thereafter, invest not less than forty per centum of the same in first mortgages on real estate, not exceeding sixty per centum of the value of the property mortgaged; the residue to be invested in dividend paying stocks of other corporations, and such property as shall be deemed necessary for the use and business of said company, reserving such an amount, temporarily invested in call loans, properly secured by collaterals deposited in bank or held by the company, as may be needed for the payment of expenses or losses.

How capital to be invested.

SECTION 9. It shall be the duty of said corporators, or their successors in office, to meet on the second Monday of January, April, July and October of each year, to examine and ascertain the condition of said company, and make a statement of the same, to be entered in the minutes of the company; they shall, at such meetings, ascertain the full amount of capital paid in, the amount of premiums and interest received, the

Corporators to ascertain condition of company and make statement.

Excess of funds on hand to be invested.

President and secretary to make statement semi-annually.

Dividends.

One-third of net surplus to accumulate and be capitalized.

Corporators to ascertain amount at risk, semi-annually.

When additional instalment to be collected on unpaid stock.

Failure to pay instalments.

amount of losses and expenses paid out, the amount of funds on hand not earning interest or dividends; and if they shall find the amount of funds thus on hand to exceed ten per centum of the gross assets, said excess shall be invested as heretofore prescribed, within twenty days thereafter.

SECTION 10. It shall be the duty of the president and secretary, or vice president and assistant secretary, to make a full statement of the affairs of said company, between the tenth and twentieth days of January and July of each year, showing the business as it appeared at the close of the preceding half year, with a statement of the business during the preceding six months, embracing the total amount received, the amount paid away, the increase of surplus during the said six months, the amount of assets, and how the same is invested or where deposited; said statement to be made under oath.

SECTION 11. It shall be the duty of said corporators or their successors to meet at the office of the company, in Altoona, within thirty days after the time fixed for making semi-annual statements, and if they find a net earned surplus exclusive of the amount of unpaid losses, and the necessary amount for reserve, estimating one-half per centum on the whole amount at risk, they may declare a cash dividend not exceeding two-thirds of said net surplus, one-half of which shall be paid to the stockholders, and the other half to the said fire companies, and such other fire companies as may hereafter be associated with them, exclusive of the amount that may be due on stock held by said companies; the remaining one-third of net surplus to accumulate as a net surplus fund, until the same shall be equal to ten per centum on the capital stock paid up, when it shall be capitalized and credited to the companies or persons holding said stock, the same as an instalment on the unpaid part of said stock; no dividend exceeding two-thirds of the net surplus shall be paid until the full amount of said stock shall have been paid up.

SECTION 12. It shall be the duty of said corporators, or their successors in office, to ascertain, semi-annually, the whole amount at risk insured under policies issued by said company, and when they shall find that the paid up capital does not exceed one per centum of the amount thus at risks, exclusive of undetermined losses, they shall notify the stockholders and collect an additional instalment on the unpaid part of the capital stock, sufficient to make the paid up capital equal to one and one-half per centum on the amount thus at risk: *Provided*, That no instalment shall be for a less amount than five per centum of the subscribed capital; and if any subscriber to the capital stock of said company shall, after twenty days' notice, fail to pay any instalment or instalments, said corporators or their successors in office shall sell the stock of such delinquent subscriber to the highest bidder, after having given ten days' notice of such sale in one or more papers published in the city of Altoona, one-half of the proceeds of such sale to be forfeited to the company, and the other half to be refunded to such delinquent subscriber or subscribers.

SECTION 13. No corporator or director shall receive any

compensation for their services, except as follows: Said corporators or their successors in office shall receive two dollars for attending each stated meeting, and one dollar for each special meeting, called for by a majority of said corporators or their successors in office, and shall forfeit and pay a fine of five dollars for absenting themselves from any special or stated meeting, except in cases of sickness or absence from the city: *Provided*, That they have been notified in writing at least five days prior to said meeting; the president, vice president, secretary and assistant secretary, shall each receive such compensation as shall be agreed upon by a majority of said corporators or their successors in office, exclusive of the vote of the corporator or director to whom said compensation is to be paid.

Compensation
of corporators

Fines.

Compensation
of president,
secretary, &c.

SECTION 14. The aforesaid fire companies, or such other fire companies as may hereafter become associated with them, shall only be liable for the payment of stock subscribed by them; and no individual stockholder shall be responsible in his private capacity for any debt or liability of said company, beyond the amount due and unpaid on stock subscribed by him, but in case of violation of the charter, intentionally or by fraud, the person guilty thereof shall be personally liable to said company or to the assured, as the case may be.

Liability of
stockholders.

SECTION 15. If the aforesaid fire companies, and the fire companies that may hereafter become associated with them, or a majority of them, shall neglect or refuse to elect directors as hereinbefore prescribed, it shall be the duty of the said corporators, or their successors in office, to call a meeting of the stockholders to elect directors to fill vacancies resulting from such neglect or refusal, and the said fire companies thus neglecting or refusing, shall forfeit to said company all interest in accumulated surplus or undetermined profits; and if all of the said fire companies shall neglect or refuse to elect directors as hereinbefore prescribed, or shall be dissolved by their own acts or by act of law, then the said stockholders shall elect directors in classes as hereinbefore prescribed, and said fire companies shall thereby forfeit their interest in accumulated surplus or undetermined profits, together with all other rights and claims whatsoever, except the stock subscribed and paid by them, and the capitalized surplus credited thereto; and if any one or more of said fire companies shall be dissolved by their own act or acts of law, they shall forfeit their rights and claims to accumulated surplus and undetermined profits as hereinbefore prescribed.

Neglect of com-
panies to elect
directors, &c.

SECTION 16. The said corporators, or their successors in office, shall have authority to make, execute and adopt such by-laws and regulations as they may deem proper and necessary for the control and well-ordering of said company, and to alter, amend and change the same at their pleasure: *Provided*, That such by-laws and regulations be not repugnant to the laws of this state or of the United States; and shall decide how many of their number shall constitute a quorum, and shall fill vacancies in their board resulting from resignation, death or otherwise, and shall have authority to make, appoint and constitute such general agents, special agents and sub-agents, as may be

By-laws and
regulations.

Quorum.

Vacancies.

Agents.

deemed necessary for the well-being and management of said company.

Admission of
other compa-
nies to member-
ship.

SECTION 17. The said corporators, or their successors in office, shall receive proposals from other fire companies, and decide upon the terms on which they can be received as members of this company: *Provided*, That the amount charged for admitting any one fire company shall not be less than two hundred dollars.

Exempt from
certain taxation

SECTION 18. That the company created and erected by this act be and the same is hereby exempt from the payment of county and city taxes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 219.

An Act

Relating to the election of a justice of the peace in the borough of Tremont, Schuylkill county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the legal voters of the borough of Tremont, Schuylkill county, Pennsylvania, shall be authorized to elect a justice of the peace at the borough election to be held March fifteenth. one thousand eight hundred and seventy-two, in place of William Garrett, resigned.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 220.

An Act

To incorporate the Savings Bank of Franklin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That T. C. Spencer, William Bough, Thomas M'Donough, J. L. Mitchell, R. H. Woodburn, W. J. Lamberton, F. W. Mitchell and L. T. Lamberton, and all other persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby created a body corporate, by the name of the Savings Bank of Franklin, and by that name they shall be capable by law to hold and dispose of property, to sue and be sued in any court whatever, to make, have and use a common seal, and to alter and renew the same at pleasure, to make and put in force all such by-laws, ordinances and regulations necessary for conducting the business of the corporation, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation, to be located in the city of Franklin, and county of Venango: *Provided,* That a misnomer of the said corporation in any instrument shall not vitiate the same, if the intent of the parties can be clearly ascertained.

Corporators.

Name.
Powers and privileges.

Misnomer.

SECTION 2. That the purpose of this act is to incorporate a savings bank and loan company; that the business of said corporation shall be to receive on deposit, from all persons who shall offer the same, any sum or sums of money not less than one dollar, and to transact any other business transacted by banks in this commonwealth, and to receive and become the depository of all trusts, and such other funds that may be paid into or be under the control of the several courts of this state and the laws of the same, within the said county of Venango: *Provided,* The said courts shall be satisfied of the security of the said depository: *Provided however,* That nothing in this act shall be construed to authorize the issue of circulating notes; such deposits to be paid to such depositors with interest, at such rate as may be fixed annually by the directors, in lawful money, national bank notes, or notes of banks incorporated in this state at par, in sums not less than one dollar, when required during business hours: *Provided,* That unless otherwise agreed at the time of making the deposit, not more than twenty-five dollars shall be required to be paid to any one depositor, or upon any one day, unless notice of the same intended to be demanded shall have been given at least ten judicial days before the time when such payment is required to be made; that deposits by married women and minors may be repaid to them, and such repayments

Purpose.
Business.Prohibition.
Payment of deposits.

Notice required where amount exceeds \$25.

Deposits by married women and minors.

made upon their order, checks or receipts, shall discharge said corporation from any further claim for the same; and deposits so made by married women or minors shall not, at any time, be subject to the claim or demand of, or payable to the husband of said married woman, or to the parents or guardian of such minor.

Capital.

SECTION 3. That for the security of the depositors of the said corporation, it shall be the duty of the persons named in the first section, and such others as may become associated with them as stockholders in the company incorporated, to raise and form a capital of one hundred thousand dollars, to be divided into shares of one hundred dollars each, and paid in as required by the board of directors; but fifty thousand dollars shall be paid in before the said corporation shall commence business; the directors of the said corporation may increase the capital stock thereof, as they shall from time to time elect, to any amount not exceeding two hundred thousand dollars: *Provided*, That the stockholders, at the time of such increase, shall each be entitled to a *pro rata* share of such increase, upon the payment of the par value thereof; said right to be forfeited if not availed of within ten days of the time fixed for subscription by public notice.

Increase.

Investment of funds.

SECTION 4. That the said corporation shall have authority to invest its funds in the purchase of the stock of this commonwealth, or of the United States, or other stocks and bonds, or real or personal securities, or in such other manner as may be deemed appropriate and safe.

Form of certificate to depositors, mode of electing directors, &c.

SECTION 5. That the directors shall have power by their by-laws to prescribe the form of certificate to be issued to depositors, and the mode of making them transferable, the time and mode of electing directors and officers, and the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors in such manner as the by-laws may prescribe; but the whole number of the directors shall at no time exceed nine.

Meeting of corporations.

SECTION 6. That there shall be a meeting of a majority of the persons named in the first section, within twelve months from the passage of this act, as a majority of them shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation, and choosing from among the subscribers six directors to manage the affairs of the said corporation; said directors shall choose from their own number a president, and may appoint and remove at will such officers as they may deem necessary; said directors and president to remain in office until a new election shall take place as provided in the by-laws, and to have and to exercise all of the rights, powers and privileges which are intended to be hereby given, and prescribe the duties and fix the compensation of the president and other officers of said bank, and to prescribe the rate of interest to be received by said bank in its loans, not to exceed six per cent.

Purpose of meeting.

Officers.

Duties and compensation of officers.

Rate of interest on loans.

Real estate.

SECTION 7. That the real estate which it shall be lawful for said corporation to have, shall be only such as is requisite for the accommodation and convenient transaction of its business,

and such as it may find necessary to purchase at judicial sale or otherwise to secure debts due it; and that in all cases of loans upon real estate, the expenses of searches, examination of certificates and record papers shall be paid by the borrower.

Expenses of searches to be paid by borrowers.

SECTION 8. That the directors at their first regular meeting in January, of each year, shall regulate and fix the rate of interest to be paid on deposits for the ensuing year; that interest shall not be allowed to any depositor until his or her deposit shall amount to five dollars; that the interest shall be calculated by calendar months only, and no interest to be allowed for a fraction of a month.

Interest on deposits.

SECTION 9. That it shall be the duty of the directors of said corporation, on the first Monday in January and July, in each year, to make and declare out of the net proceeds and profits of the said business of the said corporation, a dividend of so much thereof as they may deem best, and the same to pay over to the stockholders or legal representatives within ten days thereafter.

Dividends.

SECTION 10. That the shares of said corporation shall be transferable on its books, in such manner as may be designated by the by-laws thereof; that each stockholder shall be entitled to cast one vote in person or by proxy for each and every share of stock by said stockholder then owned; that if any person or persons shall subscribe to the original or the increased stock of said corporation, and shall omit to pay the same for the period of thirty days after the time prescribed for the payment thereof, the moneys theretofore paid by such subscriber, and the stock by him or her subscribed for, shall be forfeited to said corporation, and the directors of the said corporation may sell and dispose of the said stock as they may deem most advantageous to said corporation; that the books of said corporation shall at all times, during business hours, be open for the inspection of such agents as the legislature shall appoint for that purpose.

Shares transferable.

Votes.

Failure to pay instalments.

Books to be open for inspection.

SECTION 11. That the officers and agents of the said corporation, upon entering upon the discharge of their duties, shall give bonds in such an amount as the directors shall fix, for their fidelity and good conduct, and for the safe-keeping and appropriation of all such sums of money as shall be placed in their charge by depositors and others; and that the directors of said corporation may require an increase of the amount of said bonds whenever they may deem it necessary; that such portions of the by-laws and regulations of the said corporation as relate to the receipts and payment of deposits, and to the rate of interest paid thereon, shall be put up in a conspicuous place in the office where the business of said corporation is transacted.

Officers and agents to give security.

Portions of by-laws, &c., to be put up in office.

SECTION 12. That this charter shall continue for twenty years, but the legislature reserves the right to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided*, That no injustice shall be done the corporation: *And provided further*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by

Limitation.

Reservation.

Bonus and taxes

Individual liability. law, and that the individual liabilities of the stockholders shall be double the amount of stock held by each.

J. D. M'JUNKIN,

Speaker of the House of Representatives *pro tem*.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 221.

A Further Supplement

To an act, entitled "An Act to incorporate the State Line and Juniata railroad," approved the fifth day of April, Anno Domini one thousand eight hundred and seventy.

Directors may
issue full paid
stock and bonds

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of said company may issue full paid stock and bonds for the purchase of property, real and personal, in payment for labor and services, professional or otherwise, and for expenses connected with the organization of the company, and such stock shall not be subject to assessment, or the holders liable for any further payment thereon; and in all statements and reports of the company to be published, such stock and bonds may be reported, not as cash paid into the treasury of the company, but according to the facts.

May build
branches, com-
mence construc-
tion at any
point, &c.

SECTION 2. That said company shall have power to build such branch or branches to their railroad, by such route or routes, and to such point or points, as the directors may deem expedient; to commence the construction of their main line and branches at any point or points the directors may determine; to cross other roads at grade, or otherwise, and to build and maintain such bridge or bridges as may be necessary to connect with other railroads.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 222.

An Act

Relative to certain school taxes in Warwick township, Chester county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the portion of East Nantmeal township, lately attached from Warwick, in the county of Chester, shall be exonerated from the payment of school tax, assessed thereupon for building purposes, during the current school year.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 223.

An Act

To provide for the re-examination and re-settlement of the accounts of certain public officers of the county of York, from and after the first day of January, in the year of our Lord one thousand eight hundred and sixty.

WHEREAS, It has been represented to this general assembly, Preamble. by the grand inquest inquiring for the body of the county of York, at January sessions, Anno Domini one thousand eight hundred and seventy-two, that the public debt of said county has greatly increased, and that public opinion is fully impressed with the conviction that this is the result of official extravagance and corruption, and that the accounting and auditing officers of said county have failed to do their duty:

And whereas, It is due to the people upon whom the burdens fall, that an investigation should be instituted and inquiries directed to ascertain the true causes of the state of things thus complained of, and that all persons who have dishonestly or unlawfully used or applied to their own use the public funds of said county, should be compelled to reckon for the same and to repay the amount with interest; therefore,

Auditors appointed.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Thomas E. Coehran, Levi Maish and Charles B. Wallace, be and are hereby appointed auditors, whose duty it shall be, after having first being duly sworn or affirmed to discharge their duties with fidelity and impartiality, and having filed a copy of said qualification in the prothonotary's office of the court of common pleas of York county, to revise, re-examine and re-settle the several accounts of the respective county treasurers, county commissioners, directors of the poor and any and all other officers of said county officially charged with the receipt, disbursement funds, revenues, receipts, loans, obligations, debts or credits whatsoever, of said county of York, commencing with the first day of January, in the year of our Lord one thousand eight hundred and sixty, and ending with the thirty-first day of December, in the year of our Lord one thousand eight hundred and seventy-one.
To re-examine and re-settle accounts of certain officers.	SECTION 2. That the auditors above appointed shall meet at the auditor's office, in the court house, in the borough of York, and shall continue their sessions, from time to time, until said re-examination and re-settlement shall be fully completed and ended, and shall each receive a compensation of three dollars for each and every day, not exceeding ninety days, in which they shall be actually engaged in the discharge of their duties; which amount, together with all expenses for stationery, serving notices, fees of witnesses, at legal rates, as in courts, shall be paid by the treasurer of said county, out of the funds thereof in his hands, on an account or accounts duly rendered under oath or affirmation by the persons entitled to receive the amount thereof; and the receipt of the person so paid shall be a valid voucher in the settlement of said treasurer's accounts.
Meetings.	SECTION 3. That the said auditors shall have all the powers conferred upon the auditors of each county by the fiftieth, fifty-first, fifty-second, fifty-third and fifty-fourth sections of the act of the general assembly of this commonwealth, approved the fifteenth day of April, in the year of our Lord one thousand eight hundred and thirty-four, entitled "An Act relating to counties and townships, and county and township officers."
Compensation and expenses.	SECTION 4. That every officer whose accounts shall be revised, re-examined and re-settled by the auditors appointed by this act, shall be summoned to appear before them, and have reasonable notice to appear and be heard by them; and whenever the said auditors shall complete the account of any such officer, and shall thereby increase the charge or balance found against him by the county auditors, computing interest in all cases, upon such increase from the time at which they shall ascertain the same to have been received by or otherwise properly chargeable against any such officer, they shall notify him thereof in writing, and file their report in each and every case in the office of the prothonotary of the court of common pleas of said county; and the provisions of the fifty-fifth, fifty-sixth, fifty-seventh and fifty-eighth sections of the act of April
Powers.	
Officers to be summoned to appear and be heard.	
In cases of increase of balances, officers to be notified.	
Reports.	

fifteenth, Anno Domini one thousand eight hundred and thirty-four, above recited, shall in all respects apply to all reports of auditors made under and in pursuance of the provisions of this act.

SECTION 5. If any or either of the auditors appointed by this act should refuse or neglect to serve, or any vacancy should occur in the number by death, resignation or otherwise, the president judge of the court of common pleas of said county shall have power to appoint another auditor or auditors to replace the one or more who may refuse or neglect to serve, and to fill said vacancy or vacancies, so that the number of auditors shall always be three.

How vacancies to be filled.

SECTION 6. That the auditors appointed by this act be and they are hereby authorized, empowered to inquire into and ascertain the amount of the indebtedness of said county of York, and the kind and character thereof, and the manner in which, and the consideration for which, it was incurred, and whether any of the bonds, notes or other evidence of said indebtedness were sold at a rate below the par value thereof, and if so, at what rate below the par value thereof, and whether or not any more than legal interest was paid on any money loaned to or borrowed for the use of said county; and also to examine into all bills for costs or otherwise presented to and paid by the commissioners of said county, whether said bills were or were not taxed by an officer of the courts of said county, and to report the facts respecting the several matters mentioned in this act to the court of common pleas of York county, on or before the fourth Monday of August, eighteen hundred and seventy-two, to be filed in the office of the prothonotary thereof, for publication in the papers of said county, and inspection by the people.

Authorized to inquire into indebtedness of county.

May examine bills paid by county commissioners.

Report.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 224.

An Act

To authorize and direct the state treasurer to pay over to John Gee, the net proceeds of the escheated estate of Mary Stapleton, deceased.

WHEREAS, Mary Stapleton, late of the city of Philadelphia, died in said city, on or about the first day of July, one thou-

sand eight hundred and seventy, intestate, whereupon her personal estate escheated to and by proper proceedings was vested in the commonwealth of Pennsylvania:

And whereas, The said Mary Stapleton was the foster sister of John Gee, and a member of his family, but having become insane before the time of her last illness, and so remained until and during her sickness that ended in her death, and was therefore unable to make any provisions by her last will of her property and effects, and dying without known heirs or known kindred, her said property passed to the commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the sum of three hundred and thirty-four dollars and fifty-six cents, or thereabouts, being the amount paid into the state treasury by the escheator general, from the proceeds of the estate of Mary Stapleton, deceased, be and the same is hereby appropriated to John Gee; and the state treasurer is hereby authorized and directed to pay the said sum to said John Gee, without deduction.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 225.

A Further Supplement

To an act, entitled "An Act to incorporate the Pennsylvania Company for Insurances on Lives and Granting Annuities," passed the tenth day of March, one thousand eight hundred and twelve, extending the powers of said company as a bailee and depository.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the said company is and shall be authorized to receive upon deposit, for safe-keeping, upon such terms as it shall prescribe, or as shall be agreed on, personal property of every sort and kind, including certificates of stock, securities and other evidences of the same, or of the title thereto, as well from executors, administrators, guardians, public officers, receivers, assignees, trustees and all other fiduciaries, who are hereby expressly authorized to make such deposits or bail-

May receive
property for
safe-keeping.

ments, as from all other persons and corporations; and that it is and shall be authorized to provide and make bargains and arrangements for the hire or use of safes, vaults and other receptacles for such property.

SECTION 2. That the third section of an act passed the twenty-ninth day of February, one thousand eight hundred and thirty-six, entitled "A supplement to an act to which this is a further supplement," be amended, by inserting the following proviso at the end thereof: *Provided*, That the said company be authorized, whenever it so desires, to deposit the same in any bank, trust or safety deposit company or savings institution, in which case it shall only be required to allow such an amount of interest as it shall actually receive thereon.

Third section of act of 29th February, 1836, amended.

SECTION 3. That the said company shall be authorized to purchase, collect, receive, sell, assign and dispose of any and all manner of personal property: *Provided*, That nothing herein contained shall authorize it to engage in the business of banking.

May purchase, collect, &c., personal property.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 226.

An Act

To incorporate the Martin's Bar Meadow Company, in the county of Delaware.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Edgar N. Black, Junius E. Kingsley, and their associates, are hereby created a body corporate for the purposes hereinafter mentioned, by the name and style of the Martin's Bar Meadow Company; the said company are authorized to construct dykes from the present outside dyke of the King-essing and Tinicum Meadow Company, in Delaware county, around the flat situate below Hog island, so that the same may be reclaimed; and they shall have the right and power to assess the expense of the said dyking, and the necessary ditching and sluices, upon the land thereby enclosed and reclaimed, and recover the same in the same manner as rents are by law recoverable in any court of record.

Corporators.

Name.
May construct dykes.

May assess expenses upon land enclosed.

Continuation of
outside bank of
proposed enclo-
sure, relative to.

SECTION 2. It shall also be lawful for the said company, with the consent of the meadow companies fronting on the inside channels, which has been stopped above Fort Mifflin, and with the consent of the United States and the owners of Hog island, to continue the outside bank of the proposed enclosure across the mouth of the ditch or bay formerly the inside channel, and to connect with the outer bank or dyke of Hog island: *And provided also*, That adequate sluices and ditches for the continuation of all drains now opening into the river, within the space to be thus enclosed and reclaimed, shall be made and maintained at the expense of the company hereby incorporated, to the satisfaction of the companies, and of the United States, whose lands can be thereby affected in any way.

Directors.

SECTION 3. The business of the said company shall be conducted by three or more directors, to be annually chosen by the owners of the land reclaimed and enclosed, who shall be entitled to vote for such directors, in the proportion of their respective ownerships of the land enclosed; and they may appoint officers, and establish by-laws, for the government of the company, and may annually levy, as aforesaid, a sufficient sum of money to keep and maintain the said dykes, ditches, sluices and other works necessary for the maintenance of the said land as a meadow.

May appoint
officers and es-
tablish by-laws.
May levy sum
sufficient to
maintain works

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 227.

An Act

To incorporate the Labor Reformers' Publishing Company of Williamsport, Pennsylvania.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That James S. Birmingham, Thomas H. Greevy, Patrick W. Noon, Williams Farmes, John C. M'Grath, Andrew J. Whitten, George C. Calhoun, their successors and assigns, and such others as are now or may hereafter be associated with them, are hereby erected into, and declared to be a body politic and corporate, by the name, style and title of the Labor Reform-

Title.

ers' Publishing Company of Williamsport, Pennsylvania, and by the same style and title shall have a perpetual succession, Powers and privileges. may sue and be sued, implead and be impleaded, have a common seal, to be used, changed or amended at their pleasure, purchase, hold and convey all lands and tenements, moneys, goods, chattels or estate, real, personal or mixed, and may make all needful by-laws, rules, orders and regulations for the management of the same, not contrary to the constitution of the United States or of this commonwealth, and may do all and every other act, matter and thing which any other corporation or body politic can or may lawfully do in the premises: *Provided*, That they shall only hold such real estate as may be necessary in the transaction of their business.

SECTION 2. That the capital stock of said corporation shall Capital stock. not exceed twenty thousand dollars, to be divided into shares of five dollars each, for which certificates of stock shall be issued in such form, and shall be transferable in accordance with such by-laws as may be agreed upon by said corporation. Certificates.

SECTION 3. The object of said corporation shall be the dissemination of general knowledge. Object.

SECTION 4. That the affairs of said corporation be managed by a board of seven directors, one of whom shall be president and another treasurer, and said officers shall be elected annually, by ballot, at meetings called for that purpose, from among the stockholders, and shall continue in office until their successors are elected; said board to fill all vacancies. Directors.

SECTION 5. That the election of officers shall be held at the time and place appointed by the aforesaid corporation, after a notice of two weeks be given through the Williamsport Sun and Democrat, now published at Williamsport, Pennsylvania; first election to take place on or before the first day of April, Anno Domini one thousand eight hundred and seventy-two: *Provided*, Said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law. Election. Bonus and taxes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 228.

An Act

To incorporate the North Lebanon Savings Bank.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Andrew Light, Adolphus Reinoehl, William Eckenroth, William M. Derr, Jacob Weidle, Sr., Henry Light, John Meily, Charles B. Forney, Ezra Myre, Martin Light, George Dawson Coleman, Theodore B. Klein, Charles H. Meiley, George F. Meily, Hugh M. Maxwell, Daniel W. Zeller, and all other persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby created a body corporate, by the name, style and title of the North Lebanon Savings Bank, and by that name they shall be capable by law to hold and dispose of property, to sue and be sued, to plead and be impleaded in any court whatever, to make, have and use a common seal, and alter and renew the same at pleasure, to make and put in force all such by-laws, ordinances and regulations necessary in and for conducting the business of corporation, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation, to be located at North Lebanon, in the county of Lebanon: <i>Provided,</i> That a misnomer of the said corporation, in any instrument, shall not vitiate the same, if the intent of the parties can be ascertained.
Title.	
Powers and privileges.	
Misnomer.	
Purpose.	SECTION 2. That the purpose of this act is to incorporate and organize a savings bank, loan, trust and safe deposit company; that the privileges of said corporation shall be to receive on deposit, from all persons who shall offer the same any sum or sums of money, and to transact any other business transacted by banks in this commonwealth; to take and accept by grant, assignment, transfer, appointment, devise or bequest, and hold any real and personal estate or trusts created by the laws of this state, and execute such legal trusts in regard to the same, on such terms as may be declared, established or agreed upon in regard thereto; to accept from and execute trusts for married women in respect to their separate property, whether real or personal, and act as agents for them in the management of such property, and to receive and become the depository of all trusts, and such other funds that may be paid into or be under the control of the several courts of this state, and the laws of the same; that such deposits shall be paid to such depositors, with interest at such rates and upon such terms as shall be agreed upon between the depositors and the said corporation, in lawful money, national bank notes or notes of banks incorporated in this state at par, during business hours; and the said corpora-
Payment of deposits.	

tion shall be authorized as such to receive and hold on deposit, notes, bonds, obligations, mortgages and accounts of estates, individuals, companies and corporations, and to purchase, collect, adjust, settle, sell and dispose of the same in any market they may select, for such price, and at such times as may be agreed between said corporation, and others contracting with them; that the corporation are hereby authorized and empowered to receive upon deposit, for safe-keeping, property of every kind, as also bonds, mortgages, deeds, and all written and printed evidences of indebtedness, stock and valuable property of every kind, upon such terms and conditions as the by-laws of said corporation may prescribe.

SECTION 3. That the said corporators, and such others as may become associated with them as stockholders, shall raise and form a capital of thirty thousand dollars, to be divided into shares of fifty dollars each, and to be paid in as shall be required by the board of directors; one half thereof shall be fully paid in before the corporation shall commence business. The directors of said corporation may from time to time increase the capital stock as they shall elect, to any amount not exceeding one hundred thousand dollars: *Provided*, That the stockholders at the time of such increase shall severally be entitled to a *pro rata* share of such increase, in case they avail themselves of such privilege within ten days of the time fixed for subscription by public notice.

SECTION 4. Deposits made by married women and minors shall lie in the names of such married women and minors, and shall not at any time be subject to the claim or demand of the husband, parent or guardian of such depositors, and shall be repaid upon the check, order or receipt of such married woman or minor, and when so paid shall discharge the said corporation from any other or further claim for the same.

SECTION 5. That the said corporation be authorized and empowered to hold such real estate as shall be necessary for the transaction of its business, and also such other real estate as it may deem necessary to purchase at judicial sales or otherwise, to secure debts due the said corporation; that in all loans or advances made by the said corporation upon real estate, all expenses necessarily incurred in examining and investigating title, liens, incumbrances or other examinations required, preparing papers and recording the same, shall be paid by the borrower.

SECTION 6. That the said corporation are empowered, and shall have authority, to invest its fund in the purchase of stocks or bonds of this state, or of the United States, or other stocks and bonds, or real and personal securities, or otherwise, as may be directed by the board of directors.

SECTION 7. That the shares of said corporation shall be transferable on the books of the same, in such manner as the by-laws may direct; that each stockholder shall be allowed one vote, in person or by proxy, for each and every share of stock owned at the time of such election; any person or persons having subscribed to the original or increased stock of the said corporation, and who shall omit to pay any installment of the same for thirty days after the time fixed for the

Capital.

Increase.

Deposits by minors and married women

Real estate.

Expenses of examinations to be paid by borrowers.

Investment of funds.

Shares transferable.

Votes.

Failure to pay instalments.

- payment of the same, the moneys paid thereon, and the stock subscribed for, shall be forfeited to the said corporation, the directors of which may sell or dispose of the said stock as they may deem proper; the books of the corporation shall, during business hours, be open to the inspection of such as the legislature shall appoint for that purpose.
- Books to be open for inspection.** SECTION 8. That the directors shall, on the first Tuesday in January and July in each year, make and declare, out of the net proceeds and profits of the business of said corporation, a dividend of so much thereof as they may deem proper, and pay the same to the stockholders or their legal representatives within ten days thereafter: *Provided*, That if the directors shall declare and pay any dividend, from any source whatever, other than the net profits and gains of the business of said corporation, or shall receive from any person or persons any deposit, after the assets of said corporation shall become depreciated in cash value below the whole amount of the deposits with said corporation, and the debts of the same, and fifty per centum of the capital stock paid in, they shall become and be, and so long as said depreciation continues, shall remain jointly and severally personally liable to the depositors with, and creditors of, said corporation, for any deficiencies existing to them, after their remedies against the said corporation shall have become exhausted.
- Dividends.**
- Receiving deposits after depreciation of assets.** SECTION 9. It shall be lawful for said corporation to borrow money, but not in excess of its capital stock subscribed, and to secure the same by mortgage on its real and personal property, or pledge of stocks, bonds, obligations or otherwise, and on such time as a majority of the directors may deem expedient.
- May borrow money.**
- Form of certificate to depositors, mode of electing directors, &c.** SECTION 10. That the directors shall prescribe the form of certificates to be issued to depositors, and the mode of making them transferable, the time and mode of electing directors and officers, the manner of filling vacancies in the board of directors, the qualification of directors and officers, the bonds and amount in which security is to be given by the officers for performance of duties, and the safe-keeping and appropriation of moneys, and may add to the number of directors, which at no time shall exceed nine.
- Meeting of incorporators.** SECTION 11. That there shall be a meeting of the incorporators, or any three of them, on such day, within twelve months from the passage of this act, as the incorporators, or any three of them, shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation, and choosing from among the subscribers five directors to manage the affairs of the said corporation; said directors shall choose from their number a president, and may appoint and remove at will such other officers as they shall deem necessary; said directors and president to remain in office until a new election shall take place, as provided in the by-laws, and to have and to exercise all the rights, powers and privileges which are intended hereby to be given.
- Purpose of meeting.**
- Officers.**
- Not subject to certain restrictions.** SECTION 12. That said bank, not being a bank of issue, shall not be subject to the restrictions provided in section seventeen of an act, entitled "An Act regulating banks," approved

April sixteen, one thousand eight hundred and fifty, and section first of an act, entitled "A further supplement to an act regulating banks," approved April twenty-second, one thousand eight hundred and fifty-four.

SECTION 13. That this charter shall continue in force for a ^{Limitation.} period of twenty years; but the legislature reserves the right ^{Reservation.} to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided however,* That no injustice be done the incorporators: *And provided further,* That the said corporation shall pay into the treasury ^{Bonus.} of the commonwealth, in four equal annual instalments, a bonus of one-fourth of one per centum upon capital stock paid in, the first payment to be made in one year from the date of the organization of said corporation, and a like bonus upon any increase of capital that may be authorized by the directors, and paid in at any time thereafter.

SECTION 14. The stockholders shall be individually liable in ^{Individual lia-} double the amount of capital stock held by them. ^{bility.}

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 229.

An Act

To further amend an act, entitled "An Act to regulate the terms of the several courts in the Sixth Judicial district," approved March second, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the regular terms of the courts of Erie county shall commence and be held as follows: One on the first Monday of February, to continue three weeks; one on the first Monday of May, to continue two weeks; one on the first Monday of September, to continue three weeks, and one on the first Monday of November, to continue three weeks, in each year, and additional terms, as follows: One on the second Monday of March, to continue two weeks; one on the second Monday of April, to continue two weeks, and one on the second Monday of December, to continue two weeks, in each year; and the president judge and

additional law judge of said district may agree upon the terms which each shall hold respectively; but this act shall not impair the jurisdiction given to the additional law judge of said district, by any other law of this commonwealth; and all laws inconsistent herewith are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 230.

A Supplement

To an act, entitled "An Act extending the provisions of an act relative to roads and public highways of Fulton and Salisbury townships, Lancaster county, to the township of Martic, said county," approved the twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-nine, repealing the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section first of an act, entitled "An Act extending the provisions of an act relative to roads and public highways of Fulton and Salisbury townships, Lancaster county, to the township of Martic, said county," approved the twenty-seventh day of February, one thousand eight hundred and sixty-nine, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 231.

A Supplement

To an act, entitled "An Act relative to the opening and grading of Wylie avenue, from Kirkpatrick street to Herron avenue," approved May the twenty-third, one thousand eight hundred and seventy-one.

WHEREAS, By the act to which this is a supplement, the councils of the city of Pittsburg were authorized to open and grade Wylie avenue, from Kirkpatrick street to Herron avenue, and to appoint viewers to assess damages and benefits on the opening of said avenue, and by said act the said viewers were directed to proceed in the manner prescribed by the general road laws of this commonwealth :

And whereas, The said councils have by ordinance, passed on the eleventh day of September, one thousand eight hundred and seventy-one, directed said avenue to be surveyed and opened, and appointed the viewers therein named to assess the damages and benefits by said opening :

And whereas, Said general road laws are not applicable to such case, there being no provision in said laws for the assessment and collection of benefits ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the action of the councils of the city of Pittsburg, in adopting said ordinance directing the surveying and opening of said avenue, and appointing viewers to assess the damages and benefits of said opening, shall be and is hereby confirmed and ratified, and the proceedings of said viewers, so far as they have been had, under the laws relating to the opening of streets, et cetera, in the city of Pittsburg, are approved ; and all further proceedings for opening and grading, paving and curbing of said avenue, shall be in accordance with and subject to the provisions of the acts of assembly relating to the opening, grading, paving and curbing of streets, et cetera, in said city : *Provided however*, That so much of the eleventh section of the act of April first, one thousand eight hundred and sixty-eight, entitled "An Act supplementary to an act incorporating the city of Pittsburg," as prevents the councils of said city from ordering the opening, grading, paving and curbing of any street in said city, without the written consent of a majority in interest of property holders, shall not be applicable to Wylie avenue, aforesaid.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED.—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 232.

An Act

To extend the provisions of an act, entitled "An Act relative to committing magistrates of Lebanon, Dauphin, Adams and Franklin counties," approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-nine, to the counties of York, Perry, Cumberland and Columbia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act relating to committing magistrates of Lebanon, Dauphin, Adams and Franklin counties," be and the same are hereby extended to the counties of York, Perry, Cumberland and Columbia.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 233.

An Act

Authorizing the commissioners of Huntingdon county to refund to the borough of Huntingdon the cost of a certain bridge.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Huntingdon be and they are hereby authorized and required, upon the recommendation of the grand jury of said county, to draw their order upon the treasurer of said county in favor of the treasurer of the county of Huntingdon, for the amount of the cost of rebuilding the bridge over the race of Fisher & Son's mills, on the line of the Huntingdon, Cambria and Indiana turnpike road, now called Hill street, in said borough, and that thereaf-

ter the said bridge shall be considered and treated as a county bridge: *Provided*, That the county of Huntingdon shall not in any event pay for the same exceeding the sum of fifteen hundred dollars.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 234.

A Supplement

To an act, entitled "An Act relating to mechanical, manufacturing, mining and quarrying purposes," approved the eighteenth day of July, one thousand eight hundred and sixty-three, so far as the same relates to the county of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so far as relates to companies organized under this act, in the county of Beaver, the words, "August" and "September," in section thirty-three (33) of the act to which this is a supplement, be stricken out, and the words, "January" and "February" be substituted therefor. Certain words in original act stricken out, and others substituted therefor.

SECTION 2. That the following portion of section twenty-six, (26) to wit: "That the whole amount of or the debts of any such company at any time shall not exceed the amount of its capital stock actually paid in," be and the same is hereby repealed; and in lieu thereof the following provisions are hereby enacted: "That the whole amount of the debts of any such company at any time shall not exceed an amount equal to three-fourths of the actual and available assets of such company." Portion of section twenty-six repealed. Provisions enacted in lieu thereof.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 235.

An Act

Relating to certain fees to be paid by the county of Dauphin, for arrests and commitments of inebriates, vagrants and disorderly persons in the city of Harrisburg.

Fees in proceedings against vagrants, &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the mayor, alderman, police and ward constables of said city, shall severally receive for services rendered by them, or any of them, in proceedings against vagrants, drunken or disorderly persons, the sum of sixty cents and no more.

Mayor and county commissioners to provide lock-up

Commitment of offenders.

Unruly or sick inmates.

Costs to county where mayor furnishes provisions to inmates.
Repeal.

SECTION 2. That the mayor of said city, in conjunction with the commissioners of Dauphin county, is hereby authorized and required to provide a lock-up for the safe-keeping of vagrants, drunken and disorderly persons, where said class of offenders shall be sent by the mayor, and the committing magistrates of said city, for a period not exceeding forty-eight hours; but should the commitment be for a longer period of time, then the mayor, and the several magistrates aforesaid, are authorized and empowered to commit to the prison of Dauphin county, without any additional fees or costs: *Provided*, That should any of the inmates of the lock-up become unruly or guilty of any misconduct, the mayor may, without fee or costs, commit them to prison, or if sick, give an order of admission to the Dauphin county alms-house: *And provided further*, That the costs to the county, where provisions are furnished by the mayor to the inmates of the lock-up, shall not exceed the sum of twenty-five cents for each person.

SECTION 3. That all acts or parts of acts inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN.

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 236.

An Act

To incorporate the Dollar Savings Bank of Waynesburg, in Greene county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph G. Ritchie, Andrew A. Purman, William J. Bayard, John Clayton, J. Jackson Purman and Abner Ross, and all other persons who shall hereafter become stockholders in the said bank, be and they are hereby created a corporation and body politic, by the name, style and title of the Dollar Savings Bank of Waynesburg, and by that name shall be capable by law to hold and dispose of property, to sue and be sued, plead and be impleaded in any court whatever, to make, have and use a common seal, and to alter and renew the same at pleasure, to make all by-laws, ordinances and regulations necessary for conducting the corporation, not inconsistent with the constitution and laws of the United States, or of this state, and generally to do every act and thing necessary to carry into effect the provisions of this act of incorporation, to be located at Waynesburg, Greene county, Pennsylvania: *Provided*, That a misnomer of the said corporation, in any instrument, shall not vitiate the same if the intent of the parties can be ascertained.

SECTION 2. That the purpose of this act is to incorporate a savings bank and loan company; and the said bank shall have power to receive on deposit from all persons who shall offer the same, any sum or sums of money not less than one dollar, with or without interest payable thereon, and to borrow any amount not exceeding the capital stock subscribed, or to loan money for such periods as the said bank may think proper, at such rate of interest as may be agreed upon by the parties, to discount at legal rates any bill of exchange, foreign or domestic promissory note or other negotiable paper, and receive the interest in advance, and shall have the right to hold in trust or as collateral security for loans, advances or discounts, estate, real, personal or mixed, including the notes, bonds, obligations or accounts of the United States, individuals or corporations, and to purchase, collect and adjust the same, and to dispose thereby for the benefit of the said bank, or for the payment of the debts as security for which the same may be held, in any market, anywhere, and for such price and such terms as may be agreed upon by said bank and the parties contracting therewith, and to receive and become the depository of all trust and such other funds that may be paid into or may be under the control of the several courts of this state; and that deposits by married women and minors may be repaid to them, and such re-payment made upon their order, check or receipt, shall discharge said bank

Title.

Privileges.

Misnomer.

Purpose.

Powers.

Deposits by married women and minors.

from any further claims for the same; and deposits so made by married women or minors shall not at any time be subject to the claim or demand of or payable to the husbands of the said married women, or the parent or parents, guardian or guardians of such minors.

SECTION 3. That the capital stock of the said bank shall consist of fifty thousand dollars, to be divided into shares of one hundred dollars each, to be paid in as shall be required by the board of directors: *Provided*, That one-half of the capital stock thereof shall be paid in before the said bank shall commence business.

SECTION 4. That there shall be a meeting of the persons named in the first section of this act, or any three of them, within twelve months from the passage of this act, at Waynesburg, Greene county, Pennsylvania, at such time as they shall appoint, for the purpose of receiving subscriptions to the capital stock of said bank, and choosing from among the subscribers, not less than three nor more than five directors, to manage the affairs of said bank; and said directors shall choose from their own number a president, and may appoint and remove at will such other officers as they may deem necessary; said directors and president to remain in office until a new election shall be held, as provided in the by-laws, and to have and exercise all the rights, powers and privileges which are necessary to the management of the said bank, and all the powers and privileges herein granted or intended so to be or necessary to the exercise of said powers and privileges.

SECTION 5. That the shares of the capital stock of the said bank shall be transferable on the books of said bank, in such manner as may be designated by the by-laws thereof; and each stockholder shall be entitled to cast one vote in person or by proxy, for each and every share of stock by said stockholder then owned; and the capital stock shall be paid within thirty days after the time prescribed for the payment thereof by the directors of said bank, and any stockholder failing to pay the same for the stock so subscribed for by him as aforesaid, and the said stock may be sold by the president and directors as they may deem most advantageous to the said bank; and the books of the said bank at all times during business hours shall be open for inspection, by such agents as the legislature may appoint for that purpose, or to any stockholder for the purpose of investigating the condition of the bank.

SECTION 6. That the president, directors or either of them shall have power to take bonds in such an amount as they or either of them shall fix, for the good conduct of the officers and agents of said bank, upon entering upon the discharge of their respective duties, and for the safe-keeping and faithful appropriation of all moneys and other valuables which may be placed in their hands, of or belonging to the said bank, or by depositors or others; and the said president and directors, or either of them, may require an increase of the amount of the said bonds whenever they may deem it necessary.

SECTION 7. That the board of directors shall have power to declare and pay dividends out of the earnings of the bank to

the stockholders, at such times and in such amounts as to them may seem proper.

SECTION 8. This charter shall continue for twenty years ; ^{Limitation.} but the legislature reserves the right to revoke, annul or alter ^{Reservation.} the same at any time when it shall be deemed necessary for the public good : *Provided however, That no injury shall be done to the stockholders : Provided further, That said bank shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.* ^{Bonus and taxes.}

SECTION 9. Each stockholder of said bank shall be individually liable in double the amount of stock subscribed for respectively, or held by them, for the performance of its duties, and the payment of its depositors and other creditors. ^{Individual liability.}

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 237.

An Act

Relating to the publication of legal advertising in the county of Juniata.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all legal and other advertising required to be published by the laws of this commonwealth, and the rules of any of the respective courts thereof, in the county of Juniata, shall be printed and published in two newspapers, one of each representing the respective leading political parties, printed and published at the county seat in the county aforesaid, if so many there be, having the highest number of *bona fide* subscribers within the county in which they may be published ; and the publishers thereof shall not charge for the same exceeding the regular advertised rates for other transient advertising ; and in case of doubt or dispute as to circulation, the commissioners of said county shall bear the proofs of publishers, and determine the papers in which all legal advertising shall be published, and paid for by the parties whose duty it may be to publish the same ; and all

LAWS OF PENNSYLVANIA,

laws or parts of laws inconsistent with this act are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 238.

A Supplement

To an act, entitled "An Act to extend the charter of the New York and Middle Coal Field Railroad and Coal Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the holders of shares in the said company incorporated by the act approved the eleventh day of March, one thousand eight hundred and fifty-one, and its supplements, or the persons entitled to an interest in the property by virtue thereof, who shall not signify their dissent to the acceptance of the act to which this is a supplement, by a writing filed with the officers of the company, within thirty days after the publication of the notice required by said act, shall be deemed and taken to have accepted the same, and notice of this provision shall be given in the published notice of the call of said meeting.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 239.

An Act

To incorporate the Lancaster County Society for the Prevention of Cruelty to Animals.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George W. Reichenbach, S. S. Spencer, John W. Jackson, Amos S. Henderson, Andrew C. Flim, John R. Bitner, Doctor Henry Carpenter, James Black, David Bair, Sr., John A. Shultz, Thomas E. Franklin, William A. Morton, Henry E. Leman, John H. Piersol, William L. Peiper, Simon P. Eby, M. Brosius, Michael Zahn, Lewis Haldy, John D. Skiles, J. B. Kevinski, B. B. Martin, Henry M. Engle, Samuel Scoch, Esaias Billingsfelt, Doctor J. M. Dunlap, M. H. Taggart, E. G. Groff, Adam K. Witmer, William Spencer, S. G. Behmer, John L. Atlee, John M'Calla, John B. Warfel, Levi S. Reist, Abraham Kauffman, Adam S. Keller, John Hoover, Marks G. Wenger, Jacob L. Erb, Gaac Bushong, William Evans, Jacob L. Stehman, David Kemper, Michael H. Shirk, Isaac Evans, Paul Mentzer, Henry H. Landis, Benjamin L. Landis, David M. Mayer, Calvin Cooper, Aaron Longenecker, Henry S. Hostetter and Thomas Baker, and such other persons as may be associated with them in conformity to this act, and their successors, are hereby constituted and created a body politic and corporate in law, by the name of the Lancaster County Society for the Prevention of Cruelty to Animals, and as such they shall have and enjoy all the rights, franchises and powers of a corporation, including the right to sue and be sued, to use a common seal, to receive legacies and donations, and to hold real estate not exceeding, in value, the sum of fifty thousand dollars.

Corporators.

Name.

Rights, franchises and powers.

Objects.

May erect fountains, publish books, &c.

First election for officers.

SECTION 2. The objects of the said society are to provide effective means for the prevention of cruelty to animals throughout the county of Lancaster, and for the enforcement of all laws heretofore or hereafter enacted for the protection of dumb animals; the said society is also empowered to erect and maintain fountains, tanks, troughs or other receptacles of fresh water, in eligible localities, for gratuitous distribution to the dumb creation, and to purchase, print, publish and circulate such tracts and books as are fitted to promote the objects of the society, and to appoint or employ such agents as the board of managers may from time to time deem necessary.

SECTION 3. It shall be the duty of the corporators whose names are mentioned in the first section of this act, or any five of them, after due notice published in one or more newspapers printed in the city of Lancaster, to meet together and to elect a president, five vice presidents, a secretary, a treasurer, and ten persons who shall constitute a board of

managers, in whom shall be vested the control and management of the affairs of said corporation; and the board of managers may appoint such other officers as may be necessary for the transaction of the business of the society.

Subsequent
elections.

SECTION 4. In the month of January, in every subsequent year, an election for officers and managers of the said society shall be held in the city of Lancaster, at such time and place, and after such notice, as the managers for the time being may deem proper; and the said managers and officers shall continue to act until their successors have been duly elected; at all such elections every person who shall have been elected by the board of managers a member of the society, and who shall within one year have paid such sum of money to the treasurer thereof as the said board of managers may direct, for the use of the society, shall be entitled to give one vote.

Votes.

By-laws.

SECTION 5. The said society, for fixing the terms of admission of its members, for the government of the same, for electing its officers and members, and for the general regulation and management of its affairs, shall have power to form a code of by-laws, not inconsistent with the laws of this state or of the United States; which code, when formed and adopted at a regular meeting, shall, until modified or rescinded, be equally as binding as this act upon the society, its officers and members.

Police forces to
assist in en-
forcement of
laws for protec-
tion of animals.

SECTION 6. The police forces of the city of Lancaster, and of the different election districts in the county of Lancaster, as well as of all other places in the state of Pennsylvania, where police organizations exist, shall, as occasion may require, assist the society, its members or agents, in the enforcement of all laws which are now or may hereafter be enacted for the protection of dumb animals.

Fines.

SECTION 7. All fines collected through the instrumentality of the society or of its agents, for violations of the law, shall accrue to the benefit of the society.

Offices.

SECTION 8. The principal office of the society shall be located in the city of Lancaster, with full power, on the part of the society, to establish and locate branches at any place or places within the boundaries of Lancaster county.

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WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 240.

An Act

To authorize the governor to appoint an additional notary public for the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be and is hereby authorized and empowered to appoint one additional notary public for the county of Allegheny.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 241.

An Act

To empower the governor to appoint six additional notaries public for the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be and he is hereby empowered to appoint six additional notaries public for the county of Allegheny.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 242.

An Act

To incorporate the Sherman's Valley Railroad Company.

- SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- Commissioners. That Henry Foulk, Henry Brown, B. F. Hall, Abram Bower, James Galbraith, John Stambaugh, D. B. Milliken, W. W. M'Clure, A. M. Egolpb, Samuel Spotts, Samuel Shoemaker, A. Farnham, George Hench, Jacob Bixler, John Martin, George M. Loy, George Johnson, E. A. M'Laughlin, Josiah Espy, of Perry county, or any five of them, are appointed commissioners to open books, receive subscriptions and organize a company, with power to construct a railroad from or near the borough of Marysville, in the county of Perry, by way of Shermansdale and Landisburg, to or near Loysville, in Tyrone township, in the county of Perry.
- Construction of railroad authorized. **SECTION 2.** The capital stock of said company shall consist of two thousand shares, of fifty dollars each: *Provided,* That the said company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase the capital stock if it shall be deemed necessary, to an amount sufficient to carry out the true intent and meaning of this act.
- May use section when completed. **SECTION 3.** That when any section of three miles of said road shall be completed, the said company may use, employ and enjoy the same in the same manner as when the entire road shall be constructed.
- Subject to. **SECTION 4.** Said company shall have all the powers and be subject to all the restrictions of the act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini eighteen hundred and forty-nine, and the several supplements thereto, except so far as the provisions of this act may provide.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 243.

An Act

Relative to the borough elections in the borough of Media, Delaware county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all borough elections in the borough of Media, Delaware county, shall be held on the third Friday of March: *Provided,* That only five days' notice shall be required of the first election under this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 244.

An Act

To prevent the waters of Ridley creek, above the Media water works, from being polluted.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for any person to erect or establish any dye works, paper mill or other such manufactory on or adjacent to Ridley creek, or any of the branches thereof, at or above the mill-dam thereon, near the borough of Media, where the water works of the said borough are about to be built, nor to pollute or defile the waters of the said creek by causing or suffering to be put therein any mineral, chemical or animal substance, or other material calculated to affect the cleanliness, purity or healthfulness of the said waters, nor to bathe in the said mill-dam, or the basin belonging to the said borough, and

used or intended to be used for the said water works, or otherwise injure or pollute the waters therein.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 245.

An Act

Supplementary to an act relating to the building of sewers in the borough of Birmingham, county of Allegheny.

Preamble.

WHEREAS, An act relating to the building of sewers in the borough of Birmingham, county of Allegheny, approved the tenth day of May, Anno Domini eighteen hundred and seventy-one, extended the fourth section, and so much other of the act of assembly, approved the first day of May, one thousand eight hundred and sixty-one, entitled "An Act relative to the city of Allegheny," as relates to the building and constructing of sewers, and the several supplements thereto, to the said borough of Birmingham:

And whereas, There was then existing in said borough, sewers built and completed before the passage of said act of assembly, which said sewers were paid for from out of the general funds of the treasury of said borough:

And whereas, It is just and equitable that the improvements made should be equalized and paid for in just proportions by the citizens and tax-payers of said borough; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That said act of assembly, and its several supplements, shall be altered and amended, hereby authorizing the said council to levy and collect the cost and expense of said sewers, already built and completed in said borough of Birmingham, by an assessment upon the properties benefited thereby; the said assessments shall be made by three discreet and disinterested freeholders of said borough, whom the said council shall appoint as assessors for that purpose.

Council may assess upon properties benefited, cost of sewers now built.

Assessments to be made by three freeholders.

May construct sewers and levy cost on properties benefited.

SECTION 2. That said council is further authorized, whenever they may deem the same necessary, to cause sewers to be constructed in any street, lane or alley of said borough, and

to levy and collect the cost and expense thereof, by an assessment upon the properties benefited thereby, to be made by three disinterested and discreet freeholders of said borough, appointed by said council for that purpose.

SECTION 3. The said assessors, before entering upon their duties, shall be sworn to assess equitably, justly and without partiality, the cost and expenses of the construction of said sewer upon the property benefited thereby; they shall make, or cause to be made, a plot and statement, showing the location of the sewer, the streets, alleys, et cetera, the location, size and improvements of each property assessed, with the amount assessed thereon, and the name of the owner; they shall give ten days' notice to each owner of a time and place when he may see said plot and statement, and when they will hear any complaints or evidence he may have to offer on the subject.

Assessors to be sworn.

To make plot and statement.

To notify owners of time and place for seeing same and hearing complaints.

SECTION 4. That after hearing all complaints and evidence that may be offered, and making any additions, modifications or corrections they may deem proper or necessary, the said assessors shall make report to council, containing the plot and statement as finally fixed; that said council shall hear any person aggrieved by the report of said viewers, and shall have power to send back the report for further action, or quash the proceedings; whenever the report of the viewers is finally acted upon by council, and approved by them, their approval shall be final and conclusive.

To report to council.

Council to hear persons aggrieved.

Their approval of report final.

SECTION 5. That when approved by council, the plot and assessment list shall be placed in the hands of the borough treasurer, who shall give notice, by publication in one or more newspapers of said borough, for three weeks, that if said assessments on sewers already built and completed be not paid to him, one-third in thirty days, one-third in sixty days, and the remaining one-third in ninety days, and on new sewers, or sewers hereafter built and constructed, within thirty days after the date of said notice, they will be placed in the hands of the borough solicitor for collection, with interest, cost and fees, after the expiration of the ninety days, in the case of sewers already built and completed, and in thirty days, in case of sewers hereafter built and completed; it shall be the duty of the solicitor to file all the assessments remaining unpaid as liens against the properties assessed, with interest from the time of approval by council, and five per centum additional as the solicitor's fees for collection.

When approved, plot and assessment to be placed in hands of treasurer.

Notice to be given by treasurer.

Solicitor to file liens for unpaid assessments.

SECTION 6. That the term owner, as used in this act, shall be construed to mean all individuals, incorporated companies and religious, benevolent, literary or other societies or associations, having title or interest in the properties appraised or assessed; and that the notice required to be given by said assessors, shall be as follows, namely: If the owner is a resident of the borough, by personal service upon, or by a copy left at his dwelling house or usual place of business; if a corporation or other association, upon its proper officers or agents; and if the owner is not a resident of said borough, or is unknown, the notice shall be posted on the premises, and a copy left with the occupant, if there is one.

How term owner to be construed.

How notice to be given by assessors.

Where and how liens to be filed.	SECTION 7. That the lien authorized by this act shall be filed in the district court of said county, in the same manner as mechanics' liens are filed, and writs of <i>scire facias</i> and <i>levari facias</i> may be issued thereon as in mechanics' liens, and the same costs shall be taxed; but when the same owner has two or more vacant lots adjoining each other on the same street, lane or alley, all of said lots shall be embraced in one lien; the liens shall be filed in the name of the borough of Birmingham.
Proceedings thereon.	SECTION 8. The assessments authorized by this act shall be liens upon properties assessed from the commencement of the improvements, or from the time of the entry of such liens for which they were made, and to continue as liens for five years, and be revived by <i>scire facias</i> as other liens; if on any sheriff's sale, or other judicial sale, enough be not realized to pay off the lien, it shall continue to be a lien until the whole amount, with the costs, to be paid in full.
When two or more lots to be embraced in one lien.	SECTION 9. No mistake in the description of the property, or in the name of the owner, shall vitiate the lien, but the court shall have power, on motion, at any time to correct mistakes, and to add or strike out names of defendants: <i>Provided however</i> , That any owner, whose name shall be added as a defendant after the filing of the lien, shall be served with a <i>scire facias</i> before judgment shall be entered against him: <i>And provided further</i> , That a sale upon <i>levari facias</i> shall convey only the interest of those who are defendants in the writ; but a judgment or sale against a reputed owner, or one having a limited estate or interest, shall not prevent a subsequent judgment or sale against one having a limited estate or interest.
Commencement of liens.	SECTION 10. When the owner of a lot is unknown, the lien shall be filed against "unknown owner," and indexed accordingly; a <i>scire facias</i> may issue thereon in the same manner, which shall be published by the sheriff for four weeks in two papers of said county, one of which to be of the borough of Birmingham aforesaid, with a full description of the lot, the amount assessed thereon, and for what purpose it was made; judgment may then be entered, and the lot be sold on <i>levari facias</i> , to the same effect as if the real owner had been named.
How long to continue.	SECTION 11. That the viewers, appraisers and assessors, appointed in pursuance of this act, shall each receive two dollars per day for the time necessarily employed by them in the discharge of their duties; said viewers, appraisers and assessors shall be and they are hereby authorized to administer oaths and affirmations to all witnesses examined before them; and a majority of said viewers, appraisers and assessors, shall be sufficient, in all cases, to perform the duties required of them by this act; the above per diem, with all necessary expenses connected with their proceedings, shall be paid by the said borough.
When not to be discharged by judicial sale.	WILLIAM ELLIOTT, Speaker of the House of Representatives.
Mistakes in descriptions not to vitiate liens.	JAMES S. RUTAN, Speaker of the Senate.
What interest sale upon writ to convey, &c.	APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.
Proceedings in cases where owners of lots are unknown.	JNO. W. GEARY.
Compensation of viewers, &c.	
May administer oaths to witnesses.	
Majority sufficient to perform duties.	

No. 246.

An Act

Relating to the improvement of the river Delaware, for purposes of navigation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Delaware and Raritan Canal Company, or its lessee, the Pennsylvania Railroad Company, to construct and maintain permanent wing dams in the Delaware river from the head of Bull's island, and also from the Pennsylvania shore to the raft channel, not exceeding eighteen inches high above common low water, and to complete and maintain the wing dams heretofore built for the improvement of the raft navigation in said river, at or near the head of Well's falls; also to erect such temporary structures in said channels, in times of extreme low water, as may be necessary to keep up the supply of water to the canal of said company, and to maintain sufficient depth of water in said river, to enable loaded boats to cross to said canal from the Delaware Division canal: *Provided,* That nothing in this act shall authorize the obstruction of the raft channel, or interfere with the running of rafts on said river.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 247.

An Act

Conferring additional powers upon the burgess and town council of Rochester, in the county of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in case of a vacancy occurring by death, resignation or

How vacancy
in office of bur-
gess or council-
man to be filled.

otherwise in the office of burgess, in the borough of Rochester, Beaver county, the council shall elect one of their number to discharge the duties thereof, until the next annual borough election; and in case of a vacancy occurring by death, resignation or otherwise, in the council of said borough, the remaining members of the council shall elect a qualified elector of said borough to fill such vacancy until the next annual borough election.

Burgess and
council invested
with additional
authority.

SECTION 2. That in addition to the powers and authority given to the burgess and town council of the borough of Rochester, by any special and general laws now existing, they shall have and are hereby invested with authority to enact and ordain laws, rules and regulations for the government of said borough, and the conduct of citizens and sojourners, and impose penalties for the violation thereof; to elect and appoint a chief of police for said borough, to hold his office during the will and pleasure of the council, and to fix the salary and compensation he shall from time to time receive; to fix and enact a bill of fees and charges to be paid for all arrests made, and services of such chief of police and subordinates, and to ordain when and by whom the same shall be paid; to enforce the payment of all fines and costs which may be imposed by the burgess and the council against any one violating the laws and ordinances of said borough; and the said council shall have power to authorize, by ordinance, the burgess to enforce the laws and regulations, to preserve the peace and order of said borough, and to sentence, if he shall see fit, the person violating the same, to imprisonment in the jail of the proper county, for a period not exceeding thirty days, upon such terms to release from imprisonment as the ordinance giving authority to sentence may prescribe; no subordinate policeman shall be appointed without the approbation of the council.

Burgess and
policemen held
to be public offi-
cers.

Arrests may be
made by police-
men without
complaint or
warrant.

SECTION 3. That the burgess, chief of police and subordinate policeman, appointed and approved as prescribed by this act, shall in all proceedings in the courts of this commonwealth be considered and held to be public officers; and arrests may be made by such chief of police and subordinate policemen for offences against the laws and ordinances of said borough, to preserve the peace and good order thereof, without complaint or warrant, as in other cases of arrest of offenders against the laws of this commonwealth, without complaint or warrant; such burgess, chief of police and subordinates being liable, as other executive officers of this commonwealth, for any abuse of power granted in this act.

Certain state-
ment to be pub-
lished annually.

SECTION 4. That the burgess and town council aforesaid shall hereafter, annually, in the month of May, beginning with the year one thousand eight hundred and seventy-three, publish or cause to be published, in at least two newspapers published in the county, for three successive weeks, and by posting the same at a prominent point in the borough, a full and complete statement and exhibit of the amount of borough taxes assessed, together with the amounts of all fines, penalties and forfeitures imposed and collected, with a detailed statement of all the expenditures up to the first day of May, in each year; and in case of failure to publish as aforesaid, the said bur-

Failure to pub-
lish same.

gess and members of town council shall each be liable to pay a fine of fifty dollars, to be recovered before any justice of the peace of the proper county, at the suit of any citizen of said borough, as like sums are now recovered by existing laws; and such amounts to go to the use of said borough.

SECTION 5. That the said burgess and town council shall have power to levy and collect, annually, for borough purposes, any tax not exceeding ten mills on the dollar on the valuation assessed for county purposes, as now is or may be provided by law; all property, offices, professions and persons, made taxable by the laws of this commonwealth for county rates and levies, shall be taxable after the same manner for borough purposes. Taxation for borough purposes.

SECTION 6. To borrow money for the use of the borough, not exceeding in the whole one dollar in every hundred dollars of the assessed value of the real and personal estate in the borough, as assessed for county purposes, and to issue certificates therefor, bearing interest not exceeding eight per centum per annum: *Provided*, That the same shall not be disposed of at less than par value: *And provided further*, That such loan shall be subject only to the payment of state taxes. Power to borrow money and issue certificates therefor.
Loan subject to state taxation only.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 248.

A Supplement

To an act authorizing the city of Allegheny to issue water bonds, approved March twenty-second, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the act, entitled "An Act authorizing the city of Allegheny to issue water bonds," approved March twenty-second, one thousand eight hundred and sixty-nine, be so amended, that said city of Allegheny be authorized and empowered to issue water bonds to the additional amount of one hundred

thousand dollars, the same to be in accordance with the provisions of the act to which this is a supplement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 249.

A Supplement

To an act, entitled "An Act authorizing and providing powers and means for the conversion of the common grounds of the city of Allegheny into public parks," approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-seven.

Park commission may make requisition for city bonds.

Portion of former act repealed.

How bonds to be issued, &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of providing means for further improving and maintaining the present public parks of the city of Allegheny, the park commission of said city is authorized to make their requisition for, and use the bonds of said city provided for in act of assembly, entitled "An Act supplementary to an act, entitled 'An Act authorizing and providing powers and means for the conversion of the common grounds of the city of Allegheny into public parks ;'" and so much of said act as limits the use of said bonds to paying for and improving any extension of said parks is hereby repealed.

SECTION 2. Said bonds shall be issued, and the assessment therefor and the lien and collection of said assessments, shall be in all respects as specified in the before recited act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 250.

An Act

To increase and limit the amount of taxation for borough purposes in West Newton, Westmoreland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of West Newton, Westmoreland county, are hereby authorized to levy and collect, annually, for borough purposes, a tax not exceeding ten mills on the valuation of property in said borough, assessed for county purposes, as now or hereafter shall be authorized by law; and all property, offices, professions and persons, made taxable for county purposes in said borough, shall be subject to taxation as aforesaid for borough purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 251.

An Act

To incorporate the M'Lean and Bennor Machine Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John N. M'Lean, Geo. S. Selden, Joseph Bennor, William P. Shattuck, Connor C. Seldon, and their associates and assigns, be and they are hereby created a body politic and corporate, by the name, style and title of the M'Lean and Bennor Machine Company, and by such name and title shall have perpetual succession, and be capable of suing and being sued, impleading and be impleaded, and of granting and receiving in its corporate name, property, real, personal and mixed, and using and applying such property for the purpose of manufacturing, buying, using, granting rights, and selling machines and patent rights for making sewing machines, and also of

Corporators.

Title.

Powers and privileges.

- doing work with such machines, and for this purpose may hold or erect houses and such other buildings and works of all kinds as may properly appertain to such business.
- By-laws.** SECTION 2. That the said company shall have power to make such by-laws as they may deem proper to carry out the objects of the corporation, and the same to alter, amend, add to or repeal at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock and bonds, representing the value of their property, in such form and subject to such regulations as they may from time to time by their by-laws prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.
- Seal.**
Certificates of stock and bonds
- Contracts and obligations.**
- Directors.** SECTION 3. That the corporators named in this act shall elect persons to serve as directors, and a majority of them shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected in accordance with the by-laws.
- Officers.** SECTION 4. That it shall be lawful to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal office in the city of Philadelphia, as they deem expedient, at which place it shall be lawful to hold all meetings for the transaction of the business of the company.
- Change of name** SECTION 5. That the stockholders of said company be and they are hereby authorized to change the name of, and title of the said company, which shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of the said company.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 252.

An Act

Relating to the Ridge Avenue Passenger Railway Company.

Preamble.

WHEREAS, The Girard College Passenger Railway Company, and the Ridge Avenue and Manayunk Passenger Rail-

way Company, have recently become consolidated under the provisions of the laws of this commonwealth in such cases made and provided, and now form one corporation by virtue thereof, under the name of the Ridge Avenue Passenger Railway Company; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the said the Ridge Avenue Passenger Railway Company shall and may have, use and maintain the railways which were of the said corporation so consolidated, as they are now laid, constructed and used, and as the said the Girard College Passenger Railway Company, and the said the Ridge Avenue and Manayunk Passenger Railway Company, before their consolidation, were authorized to lay and construct by their respective charters, or any supplements thereto; and the said consolidated company shall also have the right to hold the real estate which vested in them by virtue of the said consolidation, and to purchase and hold other real estate, and to erect thereon such buildings and improvements as may be deemed expedient for the purposes of the said company, and also to purchase the necessary equipments for the said railway; and no freight or burden trains shall be permitted to pass over the same.

May use railways of consolidated corporation.

Real estate, buildings, &c.

Prohibition.

SECTION 2. That the capital stock of the said company shall consist of twelve thousand shares, of the par value of fifty dollars each: *Provided*, That the said company may from time to time, by a vote of the stockholders, at a meeting convened for that purpose, increase their capital stock as in their opinion may be necessary for the purposes of the said company.

Capital stock.

SECTION 3. That dividends of so much of the profits of the said company, as shall appear advisable to the directors, shall be declared by the said directors, at such time or times as they may deem expedient, and be paid at the office of the said company at such times as the said directors may designate; but the sum divided shall in no case exceed the amount of the net profits of the said company, so that the capital stock shall not be impaired thereby: *Provided always*, That the said company shall annually pay into the treasury of the city of Philadelphia, for the use of the said city, a tax of six per centum upon so much of any dividend declared which may exceed six per centum upon their said capital stock; and if the said directors shall make any dividend impairing the capital stock of the said company, the directors consenting thereto shall be liable, in their individual capacities, to the said company for the amount so divided, and each director present, when such dividend shall be declared, shall be considered as consenting thereto, unless he or they enter their protest upon the minutes of the board.

Dividends.

SECTION 4. That the said company shall make and have a common seal, and the same to alter and renew at pleasure, and also ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of said corporation, and not contrary

Seal, by-laws, &c.

to the constitution and laws of the United States or of this commonwealth, and generally shall have power to do all and singular the matters and things which to them it shall lawfully appertain to do for the well-being of the said corporation, and the due and proper ordering and managing of the affairs thereof.

Officers. SECTION 5. That the said company shall have power to elect or appoint a president and five directors, a majority of whom, with the president, shall be citizens of Pennsylvania, and such other officers as may be deemed necessary or expedient; and in every election for officers, each share of stock shall entitle the holder to one vote.

May raise money on bonds. SECTION 6. That the said company shall have power to raise on bonds, secured by mortgage on the rights and property of the said corporation, any sum not exceeding one-half of their capital stock, for the purposes of the corporation; *Provided*, That no bonds shall be issued for a less amount than one hundred dollars.

Connections. SECTION 7. That the said railway company shall not connect with any railroad other than for passenger purposes, and of the same gauge.

Repeal. SECTION 8. All provisions in the charters of the two companies so consolidated as above recited, not included in this act, are hereby repealed: *Provided always*, That any supplements to the said charters, which may have been heretofore granted, shall be and remain in full force and virtue, and enure to the said the Ridge Avenue Passenger Railway Company, consolidated as aforesaid.

Proviso.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 253.

An Act

Supplementary to an act, entitled "An Act incorporating the city of New Castle, in the county of Lawrence."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That at the next annual election for city officers in said city

each ward shall elect four members of the common council, two of whom shall be elected for one year, and two for two years, and thereafter each ward shall annually elect two members of the common council to serve two years.

Election of common councilmen, relative to

SECTION 2. Hereafter the terms of all the officers elected for said city shall commence on the first Monday of April next after their election, and shall continue until their successors shall be duly qualified.

Commencement of terms of officers.

SECTION 3. The councils are hereby authorized and empowered to enact ordinances from time to time, establishing such rates of license as they may deem proper on all wagons, drays, carts, omnibuses, carriages, buggies and other vehicles passing in or through said city, and to provide for the collection of the rates so ordained by them, from all persons, firms or corporations, whether resident or non-resident therein, under such penalties, not exceeding twenty-five dollars in each case, as they may prescribe: *Provided*, That this section shall not apply to strangers or travelers passing through, or to farmers or dairymen offering produce for sale, or those delivering building materials from the country in said city.

Councils may enact ordinances for licensing vehicles

SECTION 4. To enable said city to purchase real estate for municipal purposes, and to erect, maintain and repair buildings for city offices, for a lock-up, for fire engines and apparatus, and for keeping the implements, tools, et cetera, of said city, the councils are hereby authorized, in addition to other taxes, to levy, assess and collect, annually, a tax upon all persons, property, occupations and business upon which a tax may be levied for city purposes; said tax shall be known as the building tax, and shall not exceed in any one year the one-half of the amount authorized to be collected for city purposes, and shall be applied to the purposes last above mentioned, and to the payment of any debt contracted for said purpose.

May levy and collect building tax.

SECTION 5. For the purposes mentioned in the foregoing section, the councils are hereby authorized to borrow any sum of money, not exceeding twenty thousand dollars, and to secure the payment thereof by the bonds of said city, payable in not more than ten years from the date thereof, with interest thereon, payable semi-annually, at a rate not exceeding seven and three-tenths per centum per annum; which bonds shall not be taxable for any purposes whatever, except for state purposes.

May borrow money and issue bonds.

Bonds taxable for state purposes only.

SECTION 6. To enable said city to provide a fire department, fire engines and other appliances and apparatus for the prevention and extinguishment of fires in said city, the councils are hereby authorized, in addition to other taxes, to levy, assess and collect, annually, a tax upon all persons, property, occupations and business upon which a tax may be levied for city purposes; said tax shall be known as the "fire tax," and shall not exceed in any one year the one-half of the amount authorized to be collected for city purposes, and shall be applied to the purposes last above mentioned, and to the payment of debts and liabilities incurred on account thereof.

May levy and collect fire tax

SECTION 7. That all the taxes herein authorized shall be levied, assessed and collected in the same manner as the taxes

How taxes to be levied and collected.

Repeal.

are now by law assessed, levied and collected for city purposes in said city; and that so much of any and all acts of assembly as is or are hereby altered, and no more, be and the same is hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 254.

A Further Supplement

To the act incorporating the borough of Washington, in the county of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the chief burgess of the borough of Washington, in the county of Washington, in each and every year hereafter, to appoint the borough constable of said borough, whose term of office shall be one year, or until a successor shall be duly appointed in his stead, except as hereinafter provided; the first appointment, under this act, shall be made on or before the expiration of the term of office of the present incumbent, at which time the appointee shall assume the duties of said office: *Provided,* That if the borough constable, so appointed, shall fail to discharge the duties of his office in a manner satisfactory to the chief burgess, he may thereupon remove him and appoint a successor; but in no event shall any appointment, so made, continue longer than the term of office of the chief burgess making such appointment, or until a successor of said constable shall be duly appointed: *Provided also,* That the said borough constable, before he enters upon the duties of his office, shall give the bond, and take and subscribe the oath of office now required by existing laws.

SECTION 2. It shall be the duty of the said borough constable, at each term of the court of quarter sessions of the county of Washington, to make return, on oath or affirmation, whether, within his knowledge, there is any place within said borough kept and maintained in violation of the act of March thirty-first, one thousand eight hundred and fifty-six, entitled "An Act to regulate the sale of intoxicating liquors;" and it shall be the especial duty of the judges of said court to see that this return is faithfully made; and if any person shall make

Burgess to appoint constable.

Term of office.

First appointment.

Removal from office and appointment of successor.

To give bond and be sworn.

To make certain return to court.

Duty of judges.

known in writing, with his or her name subscribed thereto, to the said constable, the name or names of any one who shall have violated this act, with the names of witnesses who can prove the fact, it shall be his duty to make return thereof, on oath or affirmation, to the court; and upon his wilful failure so to do, he shall be deemed guilty of a misdemeanor, and upon indictment and conviction, shall pay a fine of fifty dollars, and be subject to imprisonment, at the discretion of the court, of not less than ten nor more than thirty days.

Penalty for neglect to make return on notice given.

SECTION 3. That any provision in the charter of said borough, and all laws inconsistent herewith, are hereby repealed.

Repeal.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 255.

An Act

To authorize the appointment of six additional notaries public in the counties of Elk and Clarion, and to ascertain and fix the fees of notaries public in said counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be and he is hereby authorized and empowered to appoint and commission six additional notaries public for this commonwealth, one for the county of Elk, one for the village of Wilcox and township of Jones, and one for the township of Fox, in the county of Elk, and three for the county of Clarion.

Appointment of additional notaries public, authorized.

SECTION 2. That the fees of notaries public in the said counties shall be the same as prescribed for notaries public in the county of Allegheny, by an act, entitled "An Act regulating the fees of notaries public in the county of Allegheny," approved April eighth, Anno Domini one thousand eight hundred and sixty-seven.

Fees.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 256.

An Act

To authorize the city of Titusville, Crawford county, to increase its indebtedness, to elect two additional councilmen in each ward, to issue bonds for the erection of water works, and to amend the manner of issuing sewerage and pavement bonds, et cetera.

Council authorized to issue bonds to amount of \$100,000.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the common council of said city shall have power, subject to the restrictions and limitations in this act contained, to increase the indebtedness of said city, by the issue of bonds to the amount of one hundred thousand dollars, to bear eight per cent. interest, and on time not to exceed twenty years, in addition to the amount already allowed by law, exclusive of any amount or amounts that are now allowed or may hereafter be allowed by law, for school purposes or for grading, paving, curbing or re-paving any of the streets of said city or sewerage the same, and also exclusive of any amount that may hereafter be allowed by law for the construction of water works.

Authorized to construct water works and issue bonds.

How income from works to be used.

SECTION 2. That the common council of the city of Titusville shall have power to construct water works, for the purpose of supplying said city with water, and to issue bonds to the amount of seventy-five thousand dollars (\$75,000) for the payment thereof, bearing eight per cent. interest per annum, payable semi-annually at the treasury at Titusville, or in the city of New York; and said bonds shall not be issued for less than ten nor for more than twenty years, nor sold for less than par, and shall specify for what purpose they are issued: *And it is further provided,* That the income arising from said water works shall be used for no other purpose than the payment of the interest on said bonds, and the liquidation of the original cost of construction, and the expense for repairs and operating said works.

To appropriate certain sums for park purposes.

Mayor to appoint superintendent of parks

SECTION 3. That the common council of said city shall appropriate from the general fund of said city, the sum of two thousand dollars annually, for ten years, for the improvement of twenty acres of land, given to the said city by Jonathan Watson, for the purpose of a public park, and also to appropriate the sum of two thousand dollars annually, for ten years, for the improvement of twenty acres of land given to said city by J. A. Cadwalder, for the purpose of a public park; the mayor shall appoint a superintendent of public parks for the term of three years, to be approved by the council, and shall be under the control and direction of said mayor and council, at a salary not to exceed five hundred dollars per annum; and in case of vacancy, the office shall be filled as herein provided for the unexpired term.

SECTION 4. That at the next election for city officers there shall be two additional councilmen elected in each ward, besides those already provided for by law, one to be elected to serve for the term of one year, and one for the term of two years; and at each regular election thereafter two councilmen in each ward shall be elected, to serve for the term of two years, subject to the provisions and qualifications required in section three of the original charter of said city.

Additional councilmen to be elected.

SECTION 5. That on and after the passage of this act, in each and every year, the assessors of the several wards of said city shall, before making their returns to the county commissioners, give notice, for at least six days, in two of the daily newspapers of said city, fixing a time and place when said assessors shall meet for the purpose of equalizing the assessments of the several wards of said city.

Meeting of assessors for equalizing assessments, relative to.

SECTION 6. That in providing means for the payment of the improvements contemplated in an act approved May thirteenth, eighteen hundred and seventy-one, entitled "An Act to authorize the city of Titusville, Crawford county, to grade, pave and curb the streets of said city, construct sewers, elect an auditor, and for other purposes," it shall be lawful for the council to cause to be issued bonds, with or without coupons, for such an amount or amounts as shall be necessary from time to time to complete the improvement or improvements contemplated in said act; said bonds to bear interest, not to exceed eight per cent. per annum, payable semi-annually, at such place or places as the council may determine at the time the necessary loan is authorized by said council: *Provided however,* In case of grading, paving and re-paving, said bonds shall be issued for three-fourths the cost of said grading, curbing and paving, on time, not exceeding three years, and bearing interest not to exceed ten per cent. per annum, payable semi-annually; said bonds shall be free from all taxes, except state taxes; they shall be signed by the mayor, countersigned by the auditor, attested by the president of the council, sealed with the city seal, and when thus executed, shall be binding and obligatory upon the corporation; said bonds shall specify respectively, for what purpose they are issued; the bonds so issued shall not be affected or limited by the amount of indebtedness of said city now allowed by law.

Council may issue bonds to pay for grading, paving, &c.

Exempt from local taxes.

SECTION 7. That one-fourth of all assessments made by reason of the improvements mentioned in the act passed May thirteenth, one thousand eight hundred and seventy-one, shall become due and payable upon the completion and acceptance of said improvements by the said council; the balance, or three-fourths, shall be paid in three equal annual instalments, as provided in section nine of the act above referred to; and all assessments shall be a lien upon the property abutting on said improvement or improvements from the time said assessments are made.

When assessments for improvements to become due.

To be a lien.

SECTION 8. That hereafter, in the appointing of a city collector, the council shall give three days' notice, in two of the daily papers published in said city, that they will appoint such person as will do it for the lowest per cent. on the amount collected: *Provided,* Said person give good and sufficient

Appointment of city collector, relative to.

bonds to the city, in the sum of two-thirds of the amount to be collected, for the full and faithful discharge of the duties of said office.

Repeal.

SECTION 9. That all after the word "Provided," in section thirteen of the act passed May thirteenth, one thousand eight hundred and seventy-one, and referred to above, is hereby repealed; and all acts or laws, or parts thereof, in conflict or inconsistent with this act, or any section or sections thereof, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 257.

An Act

Fixing the place of holding township elections in Shippensburg township, Cumberland county.

WHEREAS, The house in which the township elections have heretofore been held in Shippensburg township, Cumberland county, is about to be taken down and removed:

And whereas, The court of quarter sessions of Cumberland county will not hold a session until after the time for holding the next spring election will have elapsed; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all township elections, in the township of Shippensburg, in the county of Cumberland, shall be held in the new school house near the residence of Philip Koontz, in said township.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 258.

An Act

To change the time of holding the courts of oyer and terminer and jail delivery, and to hold special courts, &c., in Lawrence county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the first day of April next all indictments now or hereafter found by the grand jury in the court of quarter sessions of the peace, or court of oyer and terminer and general jail delivery, of the county of Lawrence, shall be tried on the second week of each term, and not on the first week as heretofore. When indictments to be tried.

SECTION 2. That the judges of the several courts of Lawrence county are hereby required to appoint and hold in this, and each succeeding year, two special sessions for dispatch of other business than jury trials, and to cause six weeks' notice of each of said courts to be given in two or more newspapers printed in said county. Special sessions to be held. Notice to be given.

SECTION 3. That applications for licenses to keep taverns and eating houses in said county shall not be heard except at said special courts. Applications for licenses.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 259.

An Act

To authorize the election of an assessor to make an assessment for school purposes for the Evendale independent school district, formed from parts of Juniata and Snyder counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at the next ensuing spring election, and every three years

thereafter, the voters of Evendale independent school district, formed from parts of Juniata and Snyder counties, shall elect one person as assessor, to value and assess all property within the bounds of said independent school district for school purposes only; and all former acts inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 260.

An Act

To change the place of holding elections in and for the township of Bratton, Mifflin county.

WHEREAS, By a recent conflagration school house number four, the place of holding election in and for the township of Bratton, Mifflin county, was destroyed:

And whereas, Said school house when standing was not central:

And whereas, The courts of Mifflin county will hold no sessions prior to the spring election; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the passage of this act all township and other elections held in and for the township of Bratton, Mifflin county, shall be held at school house number five, and not at school house number four, as heretofore.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 261.

An Act

Relating to the election of school directors in Conyngham township,
Columbia county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the fourth section of an act, entitled "An Act to define the limits and to organize the town of Bloomsburg," approved the fourth day of March, Anno Domini one thousand eight hundred and seventy, be and the same is hereby extended to the township of Conyngham, in the county of Columbia, so far as the same relates to the election of school directors, from and after the passage of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 262.

An Act

Authorizing the Sharon Savings Bank to receive deposits from married women and minors, and to repay the same to them on their orders, et cetera.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for the Sharon Savings Bank, in the borough of Sharon, county of Mercer, to receive deposits from married women and minors, in their own names, and to repay the same to them upon their orders, checks or receipts; and such re-payments shall discharge said corporation from any further claim for the same; and deposits so made by married women or minors shall not at any time be subject to the claim or demand of or

payable to the husbands of said married women, or to the parents or guardians of such minors.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 263.

An Act

To incorporate the borough of Hulmeville, in Bucks county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the village of Hulmeville, in the township of Middletown, in the county of Bucks, and the farm lands immediately adjoining thereto, included within the following boundaries, to wit: Beginning at a point on the Neshaminy creek, three perches northward from the breast of the dam of the Hulmeville manufacturing company; thence north fifty-five and one-half degrees east one hundred and fourteen perches, through lands of said company and E. G. Harrison, to a point in line of James Hibbs's land; thence on line of said land, and through said J. G. Hibbs's land, south thirty-six east forty-two perches and twenty-eight hundredths, to a point in John Praul's land, on the south side of the Trenton road; thence north fifty-three degrees east thirty-three and forty-two one-hundredths to a corner on the south side of said road; thence south forty-one degrees east one hundred and sixty-seven and thirty-two one-hundredths, to the corner of George W. Hibbs's land and land of James Rue; thence through James Rue's land south nine and one-half east one hundred and fifty-two perches, to corner of R. M. Croasdale's and E. G. Harrison's land; thence on a line between James H. Hibbs's land, and lands of E. G. Harrison, C. N. Taylor and Methodist Episcopal church, south eleven degrees east fifty-seven and thirty-two one-hundredths, to the south-east corner of the Methodist church lot; thence on line of said church lot, and through James G. Hibbs's land, south sixty and three-fourths degrees east eighteen and eighty-four hundredths, to the edge of the Neshaminy creek aforesaid; thence up said creek to the place of beginning, excepting and excluding about three acres of meadow land belonging to the homestead of James G. Hibbs, and about six

Village of
Hulmeville,
and adjoining
lands, erected
into borough.

and one-half acres of meadow land along the Neshaminy creek, belonging to James G. Hibbs, Jr., which shall still remain in the township of Middletown, for the purpose of taxation, although within the limits above described, be and the same are hereby incorporated and erected into a borough, to be styled the borough of Hulmeville.

Name.

SECTION 2. The first election in said borough shall be held in Johnson's hall, in said borough, on the third Friday of March of the present year; and the same shall be held by a judge and two inspectors, to be chosen by the qualified electors of said borough then and there present; at which time the said qualified voters shall elect one citizen of said borough Burgess thereof, and six citizens to constitute a town council, also one citizen to be constable, and one to be assessor of taxes, also a judge and two inspectors of elections; all of which officers, aforesaid, shall hold their offices for the term of one year; and annually thereafter their successors shall be chosen, by the qualified voters of said borough, at the time and place aforesaid; and tri-annually thereafter, the elections of said borough shall also elect three auditors, who shall annually settle and adjust all the accounts of said borough.

First election.

What officers to be chosen.

Terms.

Annual election

Auditors.

SECTION 3. All general, borough and special elections in and for said borough shall be held at Johnson's hall therein, and shall be subject in all respects to the general election laws of the commonwealth heretofore or hereafter to be passed.

Where elections to be held.

SECTION 4. The said borough, and the authorities thereof, shall possess all the powers and privileges, and be subject to all the restrictions and regulations contained in the general borough act of April third, one thousand eight hundred and fifty-one, and the several supplements thereto, including the act of June the second, one thousand eight hundred and seventy-one, entitled "An Act for the further regulation of boroughs," and shall also possess the powers and privileges conferred by this act.

Subject to general borough law and supplements thereto.

SECTION 5. At the first election on the third Friday of March of the present year, the electors of said borough shall choose two qualified citizens to be justices of the peace for said borough, who shall hold their offices for the term of five years; and they and their successors in office shall be chosen conformably to the general laws of the commonwealth, and due returns of their election shall be made to the secretary of the commonwealth, as in other cases of election of justices of the peace.

Justices of peace.

SECTION 6. That all elections in said borough for the choice of councilmen, town auditors, assistant assessors and justices of the peace, whenever two or more are to be chosen at the same time and for the same term of service, shall be according to the provisions of the fourth section of the Bloomsburg act of the fourth of March, one thousand eight hundred and seventy, and vacancies in the said offices, (except that of justice of the peace,) shall be according to the fifth section of the same act; and at all elections held in the said school district of Middletown township, and said borough of Hulmeville, for the choice of school directors, shall also be subject to and ac-

Elections for councilmen, &c., subject to Bloomsburg act of 4th March, 1870.

Elections for school directors in borough and Middletown township, subject to same act.

according to the provisions of the aforesaid fourth section of the Bloomsburg act.

Sale of liquor within borough limits, prohibited.

Court not to license taverns.

Penalty for selling liquors.

Proviso.

Proviso.

Proviso.

Middletown school district to remain as heretofore.

Election of directors.

SECTION 7. That it shall not be lawful for any person or persons to vend or sell vinous, spirituous or other intoxicating liquors within the limits of said borough, except for medicinal purposes or for use in the arts; and it shall not be lawful for any court in Bucks county to grant any license or licenses therefor, to any inn or tavern within said borough; if any person or persons shall within said borough vend or sell, or cause to be vended or sold any vinous, spirituous or other intoxicating liquors, to any person except as provided for in this section, such person or persons, so vending or selling, shall be liable to indictment, and on conviction thereof shall forfeit and pay, for every such offence, a sum not less than twenty nor more than one hundred dollars, at the discretion of the court: *Provided*, That it may be lawful for the courts of Bucks county to license inns or taverns in said borough, without permission to vend or sell intoxicating drinks: *And provided*, Such license may be granted without the publication of any previous notice, as is required for other taverns: *Provided*, That this section shall not go into operation until a majority of the qualified voters of said borough shall vote in favor thereof, at the first election for borough officers; tickets for that purpose may be written or printed on the inside, "for section seventh," "against section seventh," and labelled on the outside, "section seventh."

SECTION 8. That the school district of Middletown township shall remain the same as before the passage of this act; and the qualified voters of said borough shall vote for school directors for said district, and the votes cast for school directors shall be certified to by the election officers of said borough; and said certificate shall be furnished to the election officers of Middletown township, on the day after the election; and the election officers of Middletown township aforesaid, shall count the votes so certified to in making up the returns, and certificate of election of school directors for the said Middletown school district.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 264.

A Supplement

To an act relating to the collection of state and county taxes in the county of Chester, approved the second day of April, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supplement to the act relating to the collection of state and county taxes in the county of Chester, approved the twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-nine, be and the same is extended to the county of Montgomery.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 265.

An Act

To incorporate the Perry County Mutual Benefit Association of Perry county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John R. Shuler, William M'Kee, Robert N. Willis, Lewis Potter, Charles L. Murry and J. W. Gotwalt, and their associates, successors and assigns, are hereby created a body politic and corporate in law, under the name, style and title of the Perry County Mutual Benefit Association, and that by that name shall have perpetual succession, shall have a corporate seal, and able to sue and be sued, implead and to be impleaded in all courts of record and elsewhere, to purchase, receive, have, hold and enjoy, to them and their successors, such real estate as may be required by said company to carry out the object of said corporation, and to receive and invest all mon-

Corporators.

Title.

powers and privileges.

eyes in stocks, bonds, mortgages or other security as the said corporation, their successors or assigns may deem proper for the benefit of the association, and to sell, mortgage and re-invest the same according to the laws of Pennsylvania.

Membership.

SECTION 2. Any person under the age of sixty-five years may become a member of the said association, under such rules and regulations as shall be adopted by the by-laws of the association, and by signing an agreement to pay one dollar and ten cents on the death of any member, which each member shall be liable for, and in default of payment thereof, after forty days' notice, shall cease to be a member, and shall forfeit all right, title and interest in any benefit or insurance in said company, together with the amount he or she may have previously paid.

Officers.

SECTION 3. The corporators aforesaid shall have the power to appoint a president, secretary and treasurer, and such other officers as may be required to carry out the objects of said corporation; and also to ordain, establish and put into execution such by-laws and regulations as may be necessary for the government of said company.

By-laws and regulations.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 266.

An Act

To extend the provisions of an act, entitled "An Act to prevent cattle, horses, mules, sheep and swine from running at large in Middlesex, Butler and Mercer townships, and Harrisville borough, Butler county," approved March fifteenth, one thousand eight hundred and seventy, to Washington and Buffalo, Parker and Forward townships, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act approved the fifteenth day of March, one thousand eight hundred and seventy, entitled "An Act to prevent cattle, horses, mules, sheep and swine from running at large in Middlesex, Butler and Mercer townships, and Harrisville borough, Butler county," be and the same is hereby extended to Washington and Buffalo, Parker and For-

ward townships, Butler county: *Provided*, That this act shall take effect from April first, one thousand eight hundred and seventy-two: *And provided further*, That any person or persons residing in said townships of Washington, Parker, Forward and Buffalo, who shall not be possessed of real estate to the value of five hundred dollars, shall have the privilege of keeping one cow, which shall be exempt from the provisions this act, and not subject to seizure under the same.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 267. .

An Act

To change the residence and farm now owned by David Fennel, of Salem township, Westmoreland county, from Concord independent school district, to Salem township school district.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the residence and farm of David Fennel, now of Concord independent school district, in Salem township, Westmoreland county, be and the same are hereby annexed to the school district of Salem township, said county, to sub-district number nine, in said township.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 268.

An Act

For the repeal of an act for the laying out of a road from Corsica, in the county of Jefferson, to borough of Curllsville, in the county of Clarion, approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight, and a supplement thereto, approved the thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

WHEREAS, An act was passed by the general assembly of Pennsylvania, entitled "An Act for the laying out of a state road from Corsica, in Jefferson county, by the way of Greenville, to the borough of Curllsville, in the county of Clarion," approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight, and a supplement thereto, approved the thirty-first day of March, Anno Domini one thousand eight hundred and seventy, which said road, so laid out, is not yet opened for the use of the traveling public, and passes through the townships of Limestone and Monroe, in Clarion county, a distance of fifteen miles, running parallel with seven township roads passing through said townships, within a distance of about one-half mile of each other; which said state road, if opened, will be very injurious to the citizens along the line, and burdensome to the tax-payers, and unnecessary for public use; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the aforesaid act authorizing the laying out of the said state road, approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight, and its supplement, approved the thirty-first day of March, Anno Domini one thousand eight hundred and seventy, as aforesaid, be and the same are hereby repealed; and the said state road, laid out as aforesaid, is hereby vacated and disannulled.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 269.

A Supplement

To the act approved the nineteenth day of May, Anno Domini one thousand eight hundred and seventy-one, entitled "An Act to prevent the destruction of fish in the several streams of Lamar and Porter townships, in Clinton county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of said act shall only apply to lands in said townships fenced and under cultivation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 270.

A. A. A.

Giving bounty on fox and pole-cat scalps in the county of Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act any person or persons who may kill any fox or foxes, pole-cat or pole-cats within the county of Centre, and who shall produce the scalp or scalps of such animals so killed, having the ears thereon, before any justice of the peace in and for said county, it shall be the duty of the said justice to examine such person or persons on oath or affirmation, touching the time when and the place where such fox or foxes, pole-cat or pole-cats were taken and killed; and if they shall be found to have been wild animals, running at large within the bounds of said county and taken therein, it shall be the duty of said justice to certify the same to the commissioners of said county, who shall draw their warrants on the county treasury for the sum of one dollar for each and every fox scalp, and for each and every pole-

Description of animals.

Duty of justices.

Premiums.

cat scalp the sum of fifty cents, and it shall be the duty of said treasurer, and he is hereby directed to pay the amount of said order.

Repeal.

SECTION 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 271.

An Act

For the protection of partridges and rabbits in certain counties of this commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for any person, within the counties of Montgomery and Delaware, to shoot, kill or in any way trap or destroy any partridge or rabbit between the first day of January and the first day of November, in the present year, and in each and every year thereafter; and any and every person so offending against the provisions of this act shall, upon conviction thereof before any alderman or justice of the peace aforesaid, forfeit and pay the sum of five dollars, one-half of said amount to go to the use of the informer, who is hereby made a competent witness, and the other one-half to the use of the school fund of the township wherein the offence was committed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 272.

An Act

Relative to the fees of notaries public in the county of Westmoreland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the date of the passage of this act the provisions of an act, entitled "An Act relative to the fees of notaries public in the county of Montour," approved the eighteenth day of April, Anno Domini one thousand eight hundred and sixty-seven, be and the same are hereby extended to the county of Westmoreland.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 273.

An Act

To exempt the Odd Fellows' hall, Drifton, Luzerne county, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Odd Fellows' hall, Drifton, Luzerne county, be exempted from all taxation, except for state purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 274.

An Act

To prevent the growing of wild carrots and Canadian thistles in the townships of Union, Chapman and Washington, in the county of Snyder.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. and it is hereby enacted by the authority of the same,* That from and after the first day of May next it shall be unlawful for any person or persons to permit any wild carrots or Canadian thistles to grow on any land owned or occupied by them, within the limits of the townships of Union, Chapman and Washington, in the county of Snyder; and any person or persons who shall permit any such wild carrot or Canadian thistles to grow in any land owned or occupied by them, within said townships of Union, Chapman and Washington, in the county of Snyder, as aforesaid, shall for every such offence, and for every season continuance of the same, and after one month's notice, forfeit and pay, for the use of the common schools in the townships where such offence is committed, the sum not exceeding twenty-five dollars, to be recovered as debts of like amounts are by law recoverable; and it is hereby declared to be the duty of the school directors to sue for the same; and in case said school directors shall fail to bring such suit, after having been notified of such offence having been committed, it shall be a misdemeanor in office.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 275.

An Act

Providing for the better protection of sheep, and for the taxing of dogs in West Deer township, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall be the duty of the assessor of West Deer township, Allegheny county, to make, annually, an accurate return and assessment of all dogs upwards of one month old, owned or possessed by any person or persons within the said township, particularly noting the number owned or possessed by each person, and kept about any one house; and the school directors of said township shall at the same time they make their duplicate for school taxes, levy and collect, or cause to be collected, annually, from any person or persons owning and possessing one dog, one dollar, and for every additional dog kept about the same house, two dollars, and for each female dog, three dollars; for which the said collectors of school tax shall be allowed five per centum per annum out of the money so collected and paid to the treasurer of the school board of said township, whose duty it is hereby made to receive and disburse the same, as hereinafter provided; for which services the said school treasurer shall receive three per cent. for amount received and disbursed by him; and it shall be the duty of said treasurer to keep separate accounts of the money arising from the tax on dogs, and the said money shall be and is hereby appropriated as a fund for remunerating the inhabitants of the said township for any loss they may sustain after the passage of this act, by sheep destroyed by dog or dogs.

Assessor to make return of dogs.

School directors to levy and collect tax.

Tax to form fund to compensate for loss of sheep destroyed by dogs.

SECTION 2. That when any inhabitant of the township aforesaid shall have any sheep destroyed by a dog or dogs, he or she may apply to the auditors of said township, who are hereby appointed appraisers of damages done by dogs in their township, and they or any two of them are hereby required to view and ascertain the amount of damages sustained by the owner of such sheep destroyed as aforesaid; and when they shall have ascertained the legality of the claims and damages so sustained, they or any two of them shall certify the same, under their hands and seals, and draw their warrant on the said school treasurer for the amount so certified, to be paid out of the fund arising from the tax on dogs; and if it shall appear to the said auditors that the owner aforesaid did not make a true return to the proper assessor of the said dog or dogs, the said owner shall not receive any part of the said damages, but shall be liable for the appraiser's fees per diem; and if there shall not be sufficient money in the treasury belonging to the said fund, then the said warrant shall be kept by the person in whose favor it shall be drawn, and be paid out of the first money that shall come into the treasury belonging to said fund.

Inhabitants having sheep destroyed may apply to township auditors.

Auditors to appraise damages.

Payment of damages.

When right to compensation forfeited, and owners liable for appraiser's fees.

SECTION 3. The said school directors shall have the like authority and power to collect the dog tax in their township that they have for the collection of school taxes; and the auditors shall receive like compensation for the performance of their duties under this act, as they receive for other services, to be paid out of said fund; and it shall also be the duty of said auditors to annually settle the account of the said school treasurer with said fund.

Power of school directors to collect tax.

Compensation of auditors.

Settlement of accounts.

SECTION 4. That should such fund accumulate in said treasury, to an amount beyond what the auditors may think necessary to carry out the provisions of this act, as hereinbefore

Surplus funds to be appropriated to school purposes.

provided for, they shall have power, and are hereby required every three years, to set apart such surplus for common school purposes in said township, and the same shall be paid out and settled for as all other moneys of the general school fund are paid out, accounted and settled for.

Penalty for not returning dogs.

Dogs found worrying sheep may be killed.

SECTION 5. Any person neglecting or refusing to make a faithful return of all the dogs in their possession, shall forfeit and pay a fine of five dollars, the one-half to the informer and the remainder to go to the treasury; and it shall be lawful for any person or persons to shoot or kill any dog or dogs found or known to be chasing or worrying sheep, or accustomed so to do within this township, without liability on the part of such person or persons to pay any damages therefor.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 276.

An Act

Relating to the taxation of dogs in East Nottingham township, in the county of Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all laws now in force relating to the taxation of dogs in the township of East Nottingham, in the county of Chester, be and the same are hereby repealed, and that hereafter no tax of any kind shall be assessed or levied upon any dog or dogs in said township; and that any dog or dogs seen running at large in said township, and not under the custody and control of it or their master or masters, owner or owners, shall be liable to be immediately killed; and all persons in said township are hereby authorized to kill any and all dogs found running at large in said township, whether said dogs be registered or not, and no fine or penalty shall be inflicted for their so doing.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 277.

An Act

To amend an act, entitled "An Act authorizing the Wilmington and Western Railroad Company to connect their railroad with the Delaware and Pennsylvania railroad, within this commonwealth."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act authorizing the Wilmington and Western Railroad Company to connect their railroad with the Delaware and Pennsylvania railroad, within this commonwealth," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine, be amended, by striking out all of section one, after the words, "White Clay creek," and inserting in lieu thereof the words following, to wit: "And also with the Peach Bottom railroad, at or near the borough of Oxford, with full power to effect crossings of, or connections with, any railroad necessary to be crossed or intersected in making said extensions; and also with full power to build such spurs or branches, not more than five miles in length, for the accommodation of local, manufacturing, mining or other interests, as occasion may require, and to mortgage any or all extensions or branches authorized to be made in this commonwealth, and to issue bonds and borrow money, on the basis of such mortgage or mortgages, sufficient to complete the construction, equipping and operation of the same."

Section one of former act amended.

SECTION 2. That section two of said act be and the same is hereby amended, by inserting between the word "extension," first occurring in said section, and the word "the" next thereafter, the words, "and spurs or branches."

Section two amended.

SECTION 3. That section three of said act be and the same is hereby amended, by striking out the words, "at the point designated in section two of said act."

Section three amended.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 278.

A Supplement

To an act to incorporate the Lawrenceville and Evergreen Passenger Railway Company, approved May thirteenth, Anno Domini one thousand eight hundred and seventy-one.

May extend road.

Proviso.

Powers and privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That said company are authorized to extend their road by the most practicable route to the coal fields of Butler county, on Muddy creek, or to Harmony or Zelienople, as the directors may deem best suited to the interests of the company: *Provided,* That before any such extension is made, sufficient stock be subscribed to pay for each five miles of such extension before it is commenced; and for the purpose of enabling said company to carry out the provisions of this act, they shall have all the powers and privileges granted in the second section of the act to which this is a supplement.

SECTION 2. That said company shall have all the powers and privileges, in locating, constructing and operating their road, as are contained in the act regulating railroad companies, approved the nineteenth day of April, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 279.

An Act

To enable the burgess and town council of Elderton borough, Armstrong county, to keep the streets in order in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same;*

That the burgess and town council of the borough of Elderton, in the county of Armstrong, shall have full power and authority, by ordinance, to compel the owners of property fronting on any of the streets in said borough, to pave the side-walks ten feet in front of their respective lots, and to keep all pavements in front thereof in good order and repair.

SECTION 2. That upon failure or neglect of any owner as aforesaid, after thirty days' written notice from the authorities of said borough, to make or repair any pavement as aforesaid, the said burgess and town council may proceed to have the work done, and file a lien in the court of common pleas of said county for the recovery of the cost of such work, together with interest and costs: *Provided*, That such lien shall be filed within sixty days after the completion of such work.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 280.

A Supplement

To an act incorporating the borough of Jamestown, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the boundaries of the borough of Jamestown, in the county of Mercer, be and the same are hereby extended as follows: Beginning at a point on the present boundary line of said borough; thence east along the county line forty-one rods; thence north three degrees east to the south side of the Adamsville road; thence south and west along the south side of said road to the place of beginning; then commencing on the north side of the Ashtabula and Jamestown railroad, at the right of way, one hundred and fifty feet at right angle west of Gibson street; thence north and west parallel to said street, and one hundred feet therefrom, to the Mercer county line; thence east along said county line to the Shenango creek; thence south and east along said creek to the right of way to said railroad; thence north and west along said right of way to place of beginning.

Boundaries extended.

May omit election of assistant burgess, and elect six councilmen.

SECTION 2. That at the next municipal election for said borough, and thereafter, to omit the election of assistant burgess, and at next election to elect six councilmen; thereafter annually two, and two of the six retiring as in manner adopted for the election of school directors; all acts or part of acts in conflict herewith are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 281.

An Act

To provide for the employment of special detectives in certain criminal cases in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases of murder, manslaughter, burglary, robbery, arson or rape committed within the county of Berks, the district attorney of said county shall have authority, by and with the advice and consent of the president judge thereof, to employ a competent detective for the purpose of assisting him in discovering the perpetrator or perpetrators, and bringing them to justice; and that the fees and expenses of such detective shall be paid by the county treasurer, upon the production of a bill, approved of by the said district attorney, the solicitor of the county commissioners and the president judge.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 232.

An Act

To authorize the surrender of the Lawrenceville and Sharpsburg plank road to the city of Pittsburg.

Preamble.
WHEREAS, By the extension of the boundaries of the city of Pittsburg the site of the road owned by the Lawrenceville and Sharpsburg plank road company has been brought within the limits of said city, and it is for the public interest that said road should be made free, and that said city should have the power to improve the same as other highways of said city are improved:

And whereas, Said road has been for many years in the control of a sequestrator, and no organization of said company has been kept up, the only recognized representative of said company being the said sequestrator; now, therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the city of Pittsburg shall be and is hereby authorized and empowered to take possession of, use and occupy so much of the Lawrenceville and Sharpsburg plank road, as is within the corporate limits of the said city, upon payment to the sequestrator of said road, of such sum of money as may be agreed upon by the councils of said city and said sequestrator, as compensation for the franchises of said company therein: *Provided*, That any agreement which shall be made by said parties shall not be consummated until the same shall be approved by the court by which said sequestrator was appointed.

City may take possession of road upon payment of compensation for franchises.

Proviso.

SECTION 2. That when any such agreement shall have been made by said city and said sequestrator, it shall be submitted to the court aforesaid, who shall order the same to be filed, and direct notice to be given in the papers authorized to do the city printing, twice in two different weeks, that the same has been filed and will be approved upon a certain day, to be fixed by said court, unless objections shall be filed in the meantime; if objections shall be filed by any person interested, the court shall hear and determine the same, and make such order in the premises as to such court may seem right and proper, and may, if they deem proper, appoint three disinterested citizens of the county of Allegheny, to fix the amount which shall be paid by said city, as compensation for the franchises of said company, with the right to approve their finding or to disapprove of the same, and refer the matter to the same or other viewers.

Agreement between city and sequestrator to be submitted to court.

Proceedings thereon.

SECTION 3. When the amount fixed by the agreement of the parties or by viewers, and approved by the court, shall have been paid by said city to the sequestrator of said road, said sequestrator shall withdraw from all further control of the portion of the road aforesaid within the limits of said city;

Upon payment of compensation, sequestrator to withdraw from control of road.

Road to be free. and all the rights and franchises of said company, in and to that portion of said road, shall thereupon cease and determine, and the same shall be and become a free public highway of the city of Pittsburg, subject to the control of said city, under the laws and ordinances relating to streets and highways therein.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 283.

A Supplement

To an act relative to coroners and coroner's fees in the county of Westmoreland, approved the eighteenth day of March, Anno Domini one thousand eight hundred and sixty-nine, extending the same to the county of Cambria.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to coroners and coroner's fees in the county of Westmoreland," approved the eighteenth day of March, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended to the county of Cambria.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 284.

A Supplement

To an act to prevent cattle, horses, mules, sheep and hogs from running at large in Upper and Lower Merion townships, Montgomery county, and the townships of Upper and Lower Nazareth, in the county of Northampton, approved April fourth, Anno Domini one thousand eight hundred and sixty-eight, to the townships of Upper Providence, Lower Providence, Perkiomen, Plymouth, Abington, Upper Dublin and Whitemarsh, in the county of Montgomery, and Abington township, Luzerne county, be extended to the townships of Upper Hanover, Upper Salford, Lower Salford, Marlboro' and Hatfield, in Montgomery county.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the provisions of the act to prevent cattle, horses, mules, sheep and hogs from running at large in Upper and Lower Merion townships, Montgomery county, and the townships of Upper and Lower Nazareth, in the county of Northampton, approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight, to the townships of Upper Providence, Lower Providence, Perkiomen, Plymouth, Abington, Whitemarsh and Upper Dublin, Montgomery county, and Abington township, Luzerne county, approved the seventeenth day of March, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended to the townships of Upper Hanover, Upper Salford, Lower Salford, Marlboro' and Hatfield, in the county of Montgomery.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 285.

An Act

To validate the action of the commissioners of Erie county, and the municipal authorities of the city of Erie, in making appropriations to the sufferers by fire in Chicago, Illinois, Wisconsin and Michigan.

WHEREAS, In October, one thousand eight hundred and seventy-one, the commissioners of Erie county appropriated

the sum of five thousand dollars to the sufferers by fire in the states of Michigan and Wisconsin, and the said sum was duly transmitted, the one-half to the governor of Michigan, and the one-half to the governor of Wisconsin :

And whereas, The mayor and councils of the city of Erie did appropriate and transmit the sum of fifteen thousand dollars to the city of Chicago, Illinois, for the relief of sufferers there, and vouchers for all of said sums are duly returned ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action of the mayor and councils of the city of Erie, in appropriating and remitting fifteen thousand dollars to the sufferers by fire in Chicago, and the action of the county commissioners of Erie county, in appropriating and remitting two thousand and five hundred dollars to the governors of each of the states of Michigan and Wisconsin, for the relief of the sufferers by fire in the month of October, one thousand eight hundred and seventy-one, is hereby validated, legalized and confirmed ; and the city and county auditors are hereby severally required to pass and approve the vouchers for such appropriations and disbursements so made by said councils and commissioners, with like force and effect as if said appropriations had, in each case, been pre-authorized by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 286.

An Act

Authorizing any justice of the peace or burgess of the borough of Greenville to commit to the lock-up any person convicted of intoxication, et cetera.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any justice of the peace or burgess of the borough of Greenville, in the county of Mercer, is hereby authorized to commit to the lock-up house of said borough, any person convicted of intoxication or profanity, and on the non-payment

of fine and costs, or either, to the same extent that they are now authorized by law to commit to the county jail; and for the purpose of detaining any person to answer before said justice to any criminal charge, and in case of any breach of the peace in said borough, or intoxication of any person in the presence of any burgess, justice of the peace, constables or policemen, or other person, any of the officers aforesaid may arrest such disorderly person and commit him before complaint made, not exceeding twenty hours; and on conviction of any such person, then be charged and collected with the costs, three dollars from each defendant for use of the borough, to defray expenses of such lock-up.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 287.

An Act

Supplementary to the several acts in relation to the borough of Chambersburg, authorizing said borough to borrow money to lift its indebtedness.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Chambersburg now in office, and their successors, are hereby authorized and empowered to borrow money, not exceeding thirty-five thousand dollars, (including the amount issued under the act of assembly, approved the twenty-seventh day of May, one thousand eight hundred and seventy-one,) and in payment thereof may issue the bonds of the said borough, payable to bearer, in not less than one hundred dollars, and to be redeemable in not less than five years, nor more than fifteen, at the option of said town council; the said bonds to bear interest not exceeding eight per centum per annum, to be paid annually, and to be free from local taxation; and the money arising from said bonds shall be used for the purpose of paying off the indebtedness of said borough.

Council may borrow money and issue bonds

Bonds free from local taxation.

SECTION 2. That hereafter the annual taxes for said borough shall be levied and assessed by the town council on or

When borough tax to be levied.

Tax limited.

Portion to constitute fund for payment of interest and redemption of bonds.

Repeal.

before the last Monday in May of each year, and shall not exceed one cent on the dollar on the valuation of taxable property as taken for county rates and levies; and one-fourth said tax, when collected, shall be put into the treasury of said borough, and shall constitute a fund for the payment of the interest accruing on such of said bonds as may be from time to time issued, and for the payment of the principal of said bonds at the maturity thereof, and for no other purpose; and the surplus of the said one-fourth of the taxes, after paying the interest on said bonds, shall be used for taking up said bonds, after three months' notice, to be published in two papers in the said borough of Chambersburg.

SECTION 3. That so much of any act or acts of assembly as may conflict herewith, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 288.

A Supplement

To an act, entitled "An Act to authorize the erection of a poor house in the county of Venango," approved the thirteenth day of April, Anno Domini one thousand eight hundred and seventy, so far as relates to the collection of the taxes therein authorized.

Levy and collection of poor taxes, relative to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the taxes authorized to be laid, assessed and collected in the fourth and fifth sections of the act to which this is a supplement, shall be assessed, levied and collected upon and from all property and kinds of property whatsoever now by law, or which may hereafter be made subject to taxation for county purposes; and the said taxes shall be assessed, levied and collected in the same manner as other taxes for county purposes are assessed, levied and collected in the said county of Venango.

Unseated lands may be sold for arrearages of taxes.

SECTION 2. That unseated lands in the said county of Venango may be sold for arrearage of said taxes, authorized as aforesaid, in like manner and upon the same terms and conditions that unseated lands are sold in said county for arrearages of other taxes; and the rights of the owner or owners

of any such lands sold for said taxes as aforesaid, and the rights of the purchaser or purchasers of the same at any such sale, shall be the same in all respects as the rights of the owner or owners, and purchaser or purchasers of unseated lands sold for arrearages of other taxes.

Rights of owners and purchasers.

SECTION 3. That all seated lands within the said county of Venango, on which personal property cannot be found sufficient to pay the said taxes, authorized as aforesaid, assessed thereon, and where the owner or owners thereof neglect or refuse to pay the said taxes, the collectors of the townships, boroughs, wards or cities in which said lands shall lie shall return the same to the county commissioners of the said county, on or before the thirty-first day of December, in each and every year; and the said lands shall be sold in the same manner, and upon the same terms and conditions that unseated lands are sold in satisfaction of the taxes due thereon; and the rights of the owner or owners of any such land sold for said taxes as aforesaid, and the rights of the purchaser or purchasers of the same at any such sale, shall be the same in all respects as the rights of the owner or owners, and purchaser and purchasers of unseated lands sold in satisfaction of taxes due thereon: *Provided*, That the certificate of the proper collector, that sufficient personal property cannot be found on said lands to pay the said taxes assessed thereon, and that the owner or owners have neglected or refused to pay the said taxes, duly sworn or affirmed to by the said collector, before some person authorized to administer oaths or affirmations, shall be *prima facie* evidence of the said facts.

Return of seated lands for non-payment of taxes, relative to.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 289.

An Act

To prohibit the sale of intoxicating liquors, wines, ale and beer, in the borough of Monongahela City and Carroll township, Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Furnishing liquors prohibited.

Penalty for violating act.

Sales by brewers, &c.

Prescriptions by physicians.

Druggists to keep book for filing prescriptions.

Penalty on physicians and druggists for violating act.

That from and after the passage of this act it shall be unlawful for any person or persons within the borough limits of Monongahela City and township of Carroll, in the county of Washington, to sell, or offer for sale or give away, as a beverage, any intoxicating liquors, wines, ale or beer; and every person or persons transgressing against this prohibition, shall be deemed guilty of a misdemeanor, and upon conviction thereof in the proper courts of the county, shall be fined one hundred dollars for the first offence, and for each subsequent offence shall be fined two hundred dollars, and be imprisoned thirty days in the county jail: *Provided*, That brewers and distillers and wholesalers shall not sell in less quantities than one gallon in the before mentioned borough and township.

SECTION 2. That it shall be unlawful for any physician in said borough or township to give a prescription for any spirituous liquors to any person or persons, unless it be for medical use, and then not more than one prescription shall be given at one time to the same person, and for no greater quantity than one-half pint; it shall also be unlawful for any druggist to fill a prescription, unless it be genuine, of which he is made the judge; all druggists in the above borough and township shall keep a book, and file all prescriptions he may fill therein; said book shall be open at all times for public inspection; and any physician or physicians or druggist violating any part or parts of this act, shall be deemed guilty of a misdemeanor, and upon conviction thereof in the proper court, shall be fined one hundred dollars, and cost of the prosecution, for the first offence, and for any subsequent offence shall, upon conviction as aforesaid, be fined two hundred dollars and cost of prosecution, and imprisonment in the jail of the county for thirty days.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 290.

An Act

To establish a ferry over the Youghiogheny river, at Dawson's Station, in Fayette county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That George Ransom and Humbert Long, their heirs and assigns, shall have the right and privilege, at their own expense, to have and maintain a public ferry across the Youghiogheny river, at a place called Dawson's Station, in Fayette county, at or near the place where the ferry is now maintained. Ferry authorized.

SECTION 2. That the said George Ransom and Humbert Long, their heirs and assigns, shall keep the ferry fit for transportation and passage of travelers, teams and carriages of all descriptions, and keep good and sufficient boats and other crafts, and competent, careful and sober ferrymen, who shall constantly, as occasion may require, attend for the purpose of carrying passengers, teams, carriages, et cetera, across said river, with reasonable diligence and care. To be kept in good order.

SECTION 3. That the said George Ransom and Humbert Long, their heirs and assigns, as a remuneration for keeping said ferry, shall receive for carrying persons, teams, carriages, et cetera, across said river, tolls not exceeding the following rates: For each foot person, five cents; each person and horse, fifteen cents; for each one-horse wagon or carriage, twenty-five cents; for each two horses and wagon or carriage, thirty-five cents; for each three horses and wagon, forty-cents; for each four horses and wagon, fifty cents, and for each additional horse, five cents; for each yoke of oxen, twenty cents; for each yoke of oxen and wagon or cart, twenty-five cents; for each head of horned or neat cattle, five cents; for each head of sheep or swine, three cents; and for all things not enumerated in this list, the amount received by ferries of like character crossing said river. Tolls.

SECTION 4. That if any person or persons shall wilfully cut, break or in any way injure or destroy any boat or other property, or shall take from its moorings any craft or boat belonging to said ferry, he, she or they, so offending, shall each of them forfeit and pay to the said George Ransom and Humbert Long, their heirs and assigns, the sum of twenty dollars, in addition to all damages sustained by the owner or owners of said ferry, to be recovered as debts of like amount are by law recoverable, but without stay of execution or relief from any law of this commonwealth exempting property from levy or sale for debts. Penalty for injuring property.

SECTION 5. That all persons, except the said George Ransom and Humbert Long, their agents and assigns, are hereby prohibited from using said Youghiogheny river, for the purpose of a ferry, within one-fourth of a mile below, and three-fourths mile above said ferry; and any person or persons violating the provisions of this section of this act shall forfeit and pay, to the said George Ransom and Humbert Long, their heirs and assigns, the sum of fifty cents, for any person, team, head of cattle, horse or carriage ferried over said river within the above mentioned bounds, to be recovered as penalties in the fourth section of this act are recoverable. Prohibition. Forfeiture.

SECTION 6. That the said George Ransom and Humbert Long, their heirs and assigns, shall have the right to extend across said river a chain, wire or rope, in order to facilitate the crossing of said stream. Chain may be extended across river.

Limitation.

SECTION 7. That this act shall be and remain in full force and virtue for the period of ten years.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 291.

An Act

To repeal an act, entitled "An Act to repeal all laws that require constables and boroughs of the counties of Bradford and Susquehanna to make returns to the several courts of said counties, and also providing that the several townships and boroughs shall pay the constables for attendance on elections," so far as relates to the county of Bradford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act to repeal all laws that require constables of the several townships and boroughs of the counties of Bradford and Susquehanna to make returns to the several courts of said counties, and also providing that the several townships and boroughs shall pay the constables for attendance on elections," approved the nineteenth day of March, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed, so far as relates to the county of Bradford.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 292.

An Act

To authorize the burgess and town council of the borough of Watson-town, Northumberland county, to levy and collect a borough tax in addition to that provided for by law.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Watson-town, Northumberland county, or their successors in office, be and the same are hereby authorized and empowered to levy and collect, annually, a borough tax in addition to that now provided by law, not exceeding five mills on the dollar on all real and personal property, persons and things, in said borough, taxable by law for county purposes: *Provided,* The moneys so raised to be used for the purchase of a fire apparatus, and for providing water for use in case of fire: *Provided further,* That this act shall extend only to the levying and collecting of three annual taxes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 293.

A Supplement

To an act relative to the draining of wet or spouty lands in certain counties, approved the fourth day of April, one thousand eight hundred and sixty-three, extending the same to the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act relative to the draining of wet or spouty lands in certain counties, approved the fourth day

LAWS OF PENNSYLVANIA,

of April, one thousand eight hundred and sixty-three, be and the same are hereby extended to the county of Lawrence, and shall also extend to the draining of coal mines, ore banks and stone quarries, in the said county of Lawrence.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 294.

An Act

To repeal an act, entitled "An Act for the protection of sheep and taxing dogs in the county of Lycoming."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act for the protection of sheep and taxing of dogs in the county of Lycoming," approved the fourteenth day of April, Anno Domini one thousand eight hundred and sixty-six, be and the same is hereby repealed, so far as the townships of Limestone and Nippenose, in the said county of Lycoming.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 295.

An Act

Fixing the fees of the clerk of the orphans' court of Beaver county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the fees of the clerk of the orphans' court, for the county of Beaver, shall be as follows:

For each confirmation of reports of auditors, twenty-five cents.

For taking affidavits under seal, fifty cents.

For issuing certificates to auditors, guardians, trustees, et cetera, one dollar.

For filing and entering petition for the appointment of a guardian, one dollar and twenty-five cents.

For each name after first, twenty-five cents.

For certifying under seal for pensions, twenty-five cents.

For filing and entering petition for inquest to make partition of decedents' estates, issuing writs to sheriff, entering and filing decree, awarding purparts, entering and filing proceedings for sale of real estate and return thereof, for first one hundred words, fifty cents, and for every one hundred words thereafter, twenty cents.

For entering confirmation of inquest, thirty-five cents.

For filing and entering bonds, thirty cents.

For entering and issuing rule on heirs, under seal in partition, seventy-five cents.

For entering plot or draft, for each lien or course thereof, twenty-five cents.

For taking and entering each recognizance, one dollar.

For issuing each order of sale under seal, two dollars.

For each schedule confirmation of sale, or any paper not herein specifically provided for, thirty cents.

For filing and entering petition for citation and issuing under seal, one dollar and seventy-five cents.

For issuing attachment under seal, seventy-five cents.

For copy of record of any paper filed, for first one hundred words or less, fifty cents, and for every item or eight words thereafter, one cent.

For every search, twenty-five cents.

For filing and entering appeals to supreme court, one dollar.

For writing and attesting receipts or either, fifty cents.

For each entry upon argument list, fifty cents.

For entering satisfaction of recognizances, fifty cents.

For filing and recording list of property retained by widow of decedent, one dollar.

For receiving and distributing money paid into court, one

per cent. for first five hundred dollars, and one-half per cent. per dollar above that sum.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 296.

An Act

To provide more effectual remedies for violations of the license laws in Delaware county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no license to sell intoxicating drinks shall be granted to any person in the county of Delaware, until he shall have executed a bond to the commonwealth in the penal sum of three thousand dollars, with two sufficient sureties, to be approved by the court granting such license, conditioned to pay all damages which may be recovered in any action which may be instituted against him under the provisions of this act, and all costs, fines and penalties, which may be imposed upon him in any indictment for violating this act, or any other law of this commonwealth relating to selling or furnishing intoxicating drinks; and the said bond shall be filed in the office of the clerk of the said court, for the use and benefit of all persons interested therein.

SECTION 2. That it shall not be lawful for any person, with or without license, to sell or give away, to any person in the said county of Delaware, any intoxicating drinks on any day on which elections are now or hereafter may be required to be held, nor on any day now declared by law a legal holiday, or hereafter to be so declared, nor at any time to a person visibly affected by intoxicating drinks.

SECTION 3. That the husband, wife, parent, child, employer, employee, guardian, teacher or person legally in charge of any person to whom intoxicating drinks shall be furnished in Delaware county, in violation of this act, or any law of this commonwealth, shall have the right to recover, in an action on the case, whatever damages may have been sustained by him or her, directly or indirectly, by reason of such furnishing, either in person, property, means of support or other-

Applicants for license to give bond.

Condition of bond.

To be filed.

Furnishing liquors on election days, &c., prohibited.

Wives, parents, &c. may recover damages sustained through furnishing of liquors in violation of law.

wise; minors and married women suing by their next friend, and for their own use and benefit.

SECTION 4. That any person who shall hereafter be convicted of selling, or offering for sale in said county of Delaware, any intoxicating liquors without a license, shall be sentenced to pay a fine of fifty dollars, and confinement in the county jail for six months, for the first offence, and for the second and each subsequent offence, a fine of one hundred dollars, and confinement in the county jail one year; and any person having such license, who shall be convicted of violating any license law of this commonwealth, shall be sentenced to the same punishment, and said license shall be revoked.

Penalty for selling liquors without license.

Penalty on licensees for violating laws.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 297.

An Act

Relative to the Beaver and Mercer state road, Beaver county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act relative to the Beaver and Mercer state road, in the county of Beaver," approved the ninth day of April, Anno Domini one thousand eight hundred and seventy, be and the same is hereby repealed.

Act of 9th of April, 1870, repealed.

SECTION 2. That that portion of the Beaver and Mercer road lying between the Beaver river and the barn of Evan P. Townsend, be and the same is hereby vacated, except so much of the same as the town council of the borough of New Brighton shall establish and ordain as a street not to exceed in width fifty feet.

Portion of road vacated.

SECTION 3. That the aforesaid town council, within a reasonable time after the passage of this act, establish, ordain and locate the said street, and shall have full power to open up and control the same.

Council, New Brighton borough, to establish street.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 293.

An Act

Relative to sewers in the city of Oil City.

City to be distr- icted by a commission.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That the civil engineer of said city, and the committee of the city council on streets, shall form a commission to make and adopt a general plan dividing the whole city into sewer districts, to be submitted to council for approval; each district to have one or more main sewers, with necessary branches, connections and inlets; said districts to be approved by council, and a plot or plots correctly delineating the said general plan of sewer districts, main sewers, connections, et cetera, to be filed in the office of the city engineer, before any sewers shall be constructed in pursuance of this act.
Districts to be approved by council, and plots filed.	SECTION 2. It shall be the duty of said commission to designate the district or districts in which sewerage is necessary, and prepare plans and specifications for the construction of sewers, showing location, inclination and size of the same, and depth below street grades; when said specifications and plans are prepared, notice thereof shall be given to all parties in interest, in such manner as the council shall determine by ordinance, for their inspection; and the plans and specifications finally adopted by the commission shall be submitted to the council for approval, and when approved, shall be and remain the correct plan of sewerage for the designated district or districts or parts thereof, subject, however, to alteration in case of opening new streets, changing the grade of streets, or other causes which may render an alteration necessary; and the council, when they deem the same necessary, may cause to be constructed any sewer or sewers specified in said approved plans, and direct contracts to be made for the construction of the same.
Commission to designate dis- tricts, and pre- pare plans and specifications.	SECTION 3. That as soon as the construction of any sewer is authorized by the council, and before entering upon the work of construction, it shall be the duty of the commission to ascertain the amount required to cover the cost and expenses of said construction; and to assess the same in the manner hereinafter provided; and the said commission shall file a schedule of the said assessments with the city controller, and shall give notice, by advertisement for ten days, that the city council will sit in appeal on a certain day, when the said schedule of assessments will be presented for the correction of errors and mistakes, and for final approval; and in the meantime all persons interested shall have opportunity to examine the same; and the council shall, after such hearing, finally adopt said schedule, with such amendments as they may see proper to make; and when said schedule shall have been so
Notice to be given to parties interested.	
Plans and speci- fications to be approved by council.	
Council may have sewers constructed.	
Commission to ascertain cost, file schedule of assessments, &c.	
Persons inter- ested may ex- amine schedule.	
Council to adopt schedule.	

adopted, the same shall be final and conclusive without exception or appeal.

SECTION 4. The assessment for the cost and expenses of sewers shall be made on all lots of ground within the sewer district, as follows, to wit: All lots which front or abut on streets in which any sewer is constructed, shall be assessed a special rate by the square foot of superficial area, which special rate shall be established and fixed by ordinance as soon as the cost and expenses are ascertained, and before the assessments are made by the commission; the commission shall then assess such a rate on each square foot of superficial area contained in every lot within said district as will, in the aggregate, including said lineal assessment, be equal to the total cost and expenses of construction: *Provided*, That a just and equitable allowance shall be made for corner lots, and for lots fronting on two or more streets: *And provided further*, That in assessing the cost and expenses of sewers, any property heretofore assessed for the construction of sewers, shall be exempt from any assessment for such purposes, until such times as all other property in the district in which the assessments are to be made shall have paid equally with such property; but this proviso shall not affect the special rate to be assessed upon lots which front or abut on streets in which any sewer may be constructed in pursuance of this act.

Assessment of
cost of sewers,
relative to.

SECTION 5. The schedule of assessments, so made as aforesaid, shall be and remain prior liens on the property on which the same may be assessed, until fully paid and satisfied or for five years, and shall not be divested by any judicial sale, except for so much as the proceeds of such sale shall satisfy and pay.

Assessments to
be prior liens.

Not to be divested
by judicial
sales.

SECTION 6. When any assessment shall remain unpaid for thirty days after it shall by public notice be made payable, the controller shall hand over to the city attorney the assessment list, and it shall be the duty of the civil engineer to furnish a plan and description of each lot, and the name of the owner or owners, and the attorney shall file a lien against each property for the amount of the assessment thereon remaining unpaid, with interest from the time notice for the payment was given, and five per centum additional as the attorney's fee for collection, and collect and pay over the same, less the attorney's commission, into the treasury of said city.

Proceedings for
collection of un-
paid assess-
ments.

SECTION 7. The liens provided by this act shall be filed in the court of common pleas of Venango county, and shall have the like effect, and be enforced in like manner and by the same remedies, as are now or may hereafter be provided for the collection of assessments for the grading of streets in said city.

Where liens to
be filed, &c.

SECTION 8. The city council are further authorized, when necessary in construction of sewers, to lay the same through private property: *Provided*, That the damages sustained, if any, shall be assessed by three disinterested freeholders of said city, appointed by council, who, upon their oaths, shall make return to council of the amount of damage sustained, if any, by construction of any sewer or sewers through such private property; from which assessments of damages there shall be no appeal; the damages thus sustained, to be included

Construction of
sewers through
private property,
relative to.

in the expense of the sewer, and collected by assessment: *Provided*, The owners of such private property shall pay but one frontage tax.

Council may establish rules, furnish plans of connection, &c.

SECTION 9. The city council shall, by ordinance, establish rules and regulations, and furnish plans of connection with the private drains or sewers to be hereafter constructed, and provide penalties for their violation, and shall provide for the drainage of cess-pools and privies, and regulate the construction of the same.

Proviso.

SECTION 10. *Provided*, That this act shall not interfere with liens and collection of assessments made under any previous act.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 299.

An Act

Supplementary to an act, entitled "An Act to incorporate the city of Oil City, and to provide for the payment of the debt of the borough of Oil City," approved the first day of March, one thousand eight hundred and seventy-one.

Territory within corporate limits.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the corporate limits and jurisdiction of the city of Oil City shall embrace and include all the territory within a boundary line marked and defined as follows: Beginning at a monument on the south bank of the Allegheny river above the mouth of Sage run, on the lines separating the lands of the Granite Oil Company from the land formerly owned by the Latonia and Sage Run Oil Company; thence across the Allegheny river north forty-five degrees fifty-three minutes east eight hundred and ninety-seven feet; thence by the line separating the Siverly farm from the land of the Siverly Run Oil Company, as follows: South eighty-eight degrees and seven minutes east six hundred and thirty-five and eight-tenth feet to a monument; thence north thirty-five degrees and thirty-four minutes east four hundred and seven feet to a chest-nut-oak tree; thence north nine degrees and fifteen minutes east five hundred and ten feet to a monument; thence sev-

enty degrees and thirteen minutes east one hundred and ninety-seven and three-tenths feet to a monument; thence by the line separating lots number one and number two of the Siverly Run Oil Company lands, as follows: North ten degrees and twenty-four minutes east seven hundred and thirty-nine feet, north forty-three degrees and fifty-three minutes west seven hundred and thirty-four and five-tenths feet, to a corner of the land owned by Hasson and company; thence through said land of Hasson and company north seven degrees and forty-one minutes east four thousand two hundred and thirty-nine feet, to a monument on the south line of the Clapp farm; thence by the south line of the Clapp farm north eighty-seven degrees thirty-seven minutes west eleven hundred sixty-nine and five-tenths feet, to a monument; thence by the land separating the Clapp farm and other lands from the Cornplanter Reserve, as follows: North eight degrees and thirty-eight minutes east eight hundred and seventy-five feet, north sixteen degrees thirty-three minutes east one thousand and twenty-seven feet, south eighty-four degrees fourteen minutes west twelve hundred and thirty-nine feet, north eighty degrees thirty-one minutes west nine hundred and seven feet, to a monument at the north-west corner of the Cornplanter Reserve; thence through the lands formerly owned by James Holliday south forty-seven degrees two minutes west four thousand and fifty-seven feet to a monument at the corner of lands owned by the Oil City Land Company, near the west bank of Holliday run; thence by the line of the land of the Oil City Land Company north eighty-seven degrees thirty-seven minutes west three thousand eight hundred and seventy-eight feet to a monument; thence south thirty-eight degrees thirty minutes west thirteen hundred and twenty feet to a monument; thence south eight degrees east two thousand five hundred and twenty feet to a hemlock tree; thence south twenty-four degrees thirty-eight minutes east thirteen hundred and eighty-four feet to an iron monument, known as monument number eighteen in an ordinance of the city of Oil City, prescribing the alignment and width of Main street in said city; thence across the Allegheny river south twenty degrees and twenty-nine minutes east twelve hundred seventy-four and six-tenths feet to a monument on the line separating the Farren farm from the lands owned by the heirs of Thomas Moran; thence by said line of Thomas Moran south forty-eight degrees east fourteen hundred twelve and twenty-five one-hundredth feet to a monument; thence south eighty-seven degrees and fifty-six minutes east five thousand four hundred thirty-eight and three-tenth feet to a monument, in the line separating the lands of the Granito Oil Company from the lands formerly owned by the Latonia and Sage Run Oil Company; thence by the said line north forty-one degrees and forty-four minutes east eleven hundred and twenty-four feet, to the place of beginning.

SECTION 2. At the next election for mayor, councilmen, municipal and ward officers of said city, the mayor shall be elected for the term of two years and biennially thereafter for the same term.

Election and term of office of mayor.

SECTION 3. That the mayor and council shall, on the second

Mayor and councilmen elect to meet at council rooms and be sworn.	Tuesday of April of each year, assemble at the council rooms, and the mayor, when newly elected, shall be sworn or affirmed by a member of council to perform his duties with fidelity, and the mayor shall administer the same obligation to each newly elected member of the council; and the council shall determine and establish rules of their proceedings, and shall be the judge of the election returns and qualifications of members: <i>Provided</i> , That at the first meeting of the council subsequent to the next election, the person receiving the highest number of votes for councilman from the second ward if otherwise eligible, shall be deemed elected for two years, and the person receiving the next highest number of votes, shall be deemed elected for one year.
Council judge of returns of members, &c.	
Terms of councilmen chosen from Second ward at next election.	
Other officers of city.	SECTION 4. The other officers of said city which shall be elected by the council, shall consist of a treasurer, controller, attorney, engineer, street commissioner, and such other officers as the council may from time to time deem necessary and by ordinance create.
Election of officers by council.	SECTION 5. The election of officers by council shall be at a time fixed by ordinance, and shall be by ballot, and a concurrence of a majority of the whole number of members present shall be required, and the result shall be recorded in the journal of proceedings; the salaries of said officers and their duties to be fixed and designated by ordinance, except wherein the same are specially fixed and determined in this or some other act of assembly; the term of service of said officers shall be one year for treasurer, controller, attorney and engineer, for others to be fixed by council, and until the election or appointment and qualification of their successors; but officers appointed to fill vacancies, shall respectively hold for the unexpired term only: <i>Provided</i> , That ten days be allowed retiring officers to prepare papers and unfinished business, to be handed over to their successors in office.
Salaries and duties.	
Term of service.	
Certain officers to give security.	SECTION 6. That the mayor, treasurer, controller, attorney, engineer, street commissioner and collector shall, before entering upon the discharge of their duties, give bond with security, approved by a majority of the council, in such sum as may be fixed by council, conditioned for the faithful discharge of their duties; and all officers shall render an account once a month to the controller, who shall submit the same to the council.
Officers to render accounts monthly.	
Removals from office, relative to.	SECTION 7. That any officer elected by the people or by council, for whose removal from office no other provision has been specially made, either in this or any other act of assembly, may be removed from such office by a vote of two-thirds of all the councilmen: <i>Provided</i> , That no officer be removed except for cause, nor unless furnished with the charges and heard in his defence, and the council shall have power to compel the attendance of councilmen and witnesses, and production of papers when necessary for the purpose of either party or parties in such trial, and shall proceed to hear and determine upon the merits of the case; and if such officer neglect to appear and make answer to such charges, then the council may declare the office vacant: <i>Provided further</i> , That in case charges are preferred against a mayor or councilmen, such

mayor or councilman shall not sit in his official capacity upon his trial.

SECTION 8. That no alderman nor constable of said city, nor any person holding an office of profit or trust under this act, and the act to which it is a supplement, or the ordinances of the council, the emoluments whereof are paid out of the treasury of said city, shall be competent to serve as a councilman. Incompatibility

SECTION 9. No member of the council shall receive any compensation for his services, or be appointed to or competent to hold any office of which the emoluments are paid from the city treasury, or by fees directed to be paid by any act or ordinance, or be directly or indirectly interested in any contract, the expenses or consideration whereof are to be paid under or by authority of any law, ordinance or resolution of said city, or receive any reward or gratuity from any one interested in the sale or furnishing of any supplies or materials to or for the use of said city; and any member violating any of these provisions shall forfeit his membership, and shall be held guilty of a misdemeanor, and on conviction thereof, be sentenced to pay a fine not exceeding five hundred dollars. Penalty.

SECTION 10. That in addition to the powers already conferred upon the city council, it shall have power to prevent or regulate all performances or devices tending to the collection of persons on the streets and sidewalks or public ways, by auctioneers or others, for the purpose of business, amusement or otherwise; to define and declare what shall be deemed nuisances, punish the authors thereof with fine and imprisonment, and authorize the summary abatement thereof; to prohibit, restrain or regulate the use of locomotive engines within the city, the fuel used in propelling locomotives, the rate of speed and making up of trains, the blowing of locomotive whistles, to require the erecting of gates and maintaining of watchmen at crossings of streets and public grounds of said city, and to exercise every other power in reference to the running of cars, and use of locomotives and railroad tracks, necessary to secure the safety of citizens' lives and property, and the free and unobstructed use of the highways of said city; to regulate the running of horse railway cars, the laying down of the tracks for the same, the transportation of passengers thereon, and the kind of rail to be used; to authorize the arrest, fining or imprisonment in the county jail or workhouse, at discretion, of keepers exhibitions, or visitors at any gaming table, gambling house, house for fortune telling, houses of ill or bad repute, or other place of bad device, and all persons who go about for purposes of gaming, or who shall have in their possession any article or thing used for obtaining money under false pretensions, or by not rendering an equivalent for money paid. Additional powers conferred on council.

SECTION 11. Ordinances of the corporation may be enforced by the imposition of fines, forfeitures and penalties on any person violating the same; and the fine, penalty or forfeiture may be prescribed in each particular ordinance, or by a general ordinance made for that purpose; and the corporation shall have power to provide for the prosecution, recovery and col- How ordinances may be enforced.

Corporation may provide for recovery of fines, &c.

Licensing of brokers, tax on sales of merchandise, &c., relative to.

Additional mode of recovery of fines, penalties, &c.

Ordinances.

Printed copies of ordinances, and certified transcripts to be received in evidence.

Controller to furnish transcripts.

lection of all such fines, forfeitures and penalties, and also to provide that all persons who shall refuse or neglect to pay the fine imposed on conviction of an offence, together with costs of prosecution, shall be imprisoned in the county jail or work-house, at the discretion of the mayor or alderman before whom the conviction is had, not, however, exceeding ninety days.

SECTION 12. That it shall and may be lawful for the city council from time to time to permit and license brokers within the said city, under such rules and regulations as they may think proper, and to prohibit all other persons from using and exercising the business of broker therein; and further, to pass such laws and ordinances as they may from time to time deem necessary for the good government and control of all pawn-brokers, and persons who may keep oyster cellars, or keep oysters within the said city, and to impose a license or fee thereon; and further, to impose a license or fee upon all wholesale liquor dealers, and upon all manufacturers of bitters, mineral water, pop, patent medicines, ale, beer or any kind of malt liquors; and further, to lay and assess upon all the goods, wares and merchandise, and upon all articles of trade and commerce sold in said city, including sales at auction or otherwise, an annual tax for the use of said city, to be levied and collected from the venders of said articles, in same manner as other city taxes are now levied and collected, and as they may think just and equitable, and to establish such rates of license as they may think proper, on all carts, drays, wagons and other vehicles passing in or through said city, to be collected from all persons, firms or corporations not exempted by this act, that may use the streets of said city, whether resident or non-resident therein: *Provided*, That this act shall not apply to strangers or travelers passing through, or to farmers and dairymen offering produce for sale, and building material in said city.

SECTION 13. Fines, penalties and forfeitures, and dues imposed by any ordinance may, in all cases, in addition to any other mode provided, be recovered before any court of competent jurisdiction, mayor or alderman, in the name of the corporation; and in any suit or action when pleading is necessary, it shall be sufficient to declare generally for the amount claimed to be due in respect of the violation of the ordinance, referring to its title and the date of its passage, and showing as near as may be the time of its alleged violation.

SECTION 14. All ordinances passed by the city council shall be signed by the mayor, and countersigned by the controller.

SECTION 15. The printed copies of the ordinances of the corporation, published under its authority, and transcripts of any ordinance, any act or proceeding of council, recorded in any journal kept under the direction of said council, and certified by the controller, shall be received in evidence for any purpose for which the original ordinance book or journal would be received, and with as much effect; it shall be the duty of the controller to furnish such transcripts, and he shall be entitled to charge therefor, at the same rate the clerk of common pleas is entitled to charge for transcripts from the records of said court.

SECTION 16. The city council shall possess all legislative powers granted by this act and the act to which it is a supplement, and all other corporate powers not by the said acts or by some ordinance conferred in pursuance of said act in some officers of the corporation; they shall have the control and management of the finance and of all the property, real and personal, belonging to the corporation.

Further powers of council.

SECTION 17. The mayor of said city shall be its chief executive officer, and the conservator of its peace; he shall have and exercise within the city limits the powers conferred on sheriffs of the county to keep the peace within the city limits, and to suppress disorder, to apprehend any person committing any offence against the laws of the state or the ordinances of the city, and all disorderly persons; he shall keep the corporate seal in his charge, and shall sign all commissions, licenses and permits granted by the council, and such other acts or papers as may require by ordinance, his certificate; and it shall be his special duty to cause the ordinances of the city to be faithfully and constantly obeyed and observed.

Mayor, his powers and duties.

SECTION 18. The mayor shall have power to issue his subpoena, in common form, to any person or persons in this commonwealth, commanding him or them to appear and give evidence in any or all complaint, matters, indictment, plea or thing of a civil or criminal nature within his jurisdiction made or depending; and persons thus subpoenaed shall attend accordingly, and give evidence under such pains and penalties as are by law incurred by any person or persons refusing to attend and give evidence when subpoenaed for that purpose; to recover summarily or by penal action, as the case may be, any fine, penalty or forfeiture inflicted for the violation of the provisions of any ordinances that have been, or that may hereafter be ordained or enacted by the council for the government of said city.

May issue subpoena to witnesses.

May recover fines, &c., for violation of ordinances.

SECTION 19. The mayor shall be entitled to receive, hold and enjoy all the emoluments which, by the by-laws and ordinances of the said corporation, are now or may be hereafter annexed or attached to his said office; and for the purpose of enforcing the observance of said laws and ordinances, and preserving the peace and good order of the city, he shall have and exercise all the powers, jurisdictions, authorities, fees and perquisites, now exercised by and appertaining to an alderman or justice of the peace of Venango county: *Provided*, Nothing in this act shall be construed to give him jurisdiction or any authority in civil cases: *And provided further*, That he shall be entitled to receive, in addition to the said emoluments, fees and perquisites, an annual salary not exceeding one thousand dollars, the amount of which shall be fixed by the council, and which shall not be increased or diminished during his term of office.

Emoluments.

To have and exercise jurisdiction, &c., of justices of peace.

Salary.

SECTION 20. In addition to the duties required by this act of assembly, and the act to which it is a supplement, and the powers prescribed therein, the mayor shall have such other powers, and perform such other duties, which may be compatible with the nature of his office, as are or shall be prescribed by the city council.

Other powers and duties of mayor.

Temporary absence or disability.

SECTION 21. The mayor is hereby authorized, in case of necessary absence from the city, of his sickness or other temporary disability, to designate one of the aldermen of said city, who shall exercise all the powers, and discharge all the duties of mayor of said city; and for all the official acts of said deputy, the mayor shall be responsible: *Provided*, That in case of such absence or disability, the council may elect one of their number to preside at their meetings, *pro tempore*.

Controller and his duties.

SECTION 22. The controller shall keep a record of all the proceedings of the city council, and of all laws, ordinances and regulations passed and enacted by said council; he shall have the general supervision and control of all the fiscal affairs of the city, to be exercised in the manner which may be by ordinance prescribed; he shall keep a full regular set of books, exhibiting accurate statements of all moneys received and expended for account of the city corporation by all city officers and other persons, and of all property owned by the city, and of the income derived therefrom; he shall examine all claims and demands against the city, and present them to the council for approval, and shall countersign such warrants on the city treasurer in payment thereof, and such only as are ordered by council to be drawn; he shall have authority to administer oaths or affirmations to any person engaged in receiving or disbursing the city moneys, and to all persons presenting claims or accounts against the city.

May administer oaths.

His books and papers to be open to inspection.

SECTION 23. The books and papers of the controller shall at all times be open to the inspection of any citizen, and he shall report to the council at such times and in such manner as said council may, by ordinance or resolution direct, all matters or things necessary to exhibit the true financial condition of the city, or of any department of said corporation, or touching any subject upon which said council may devise information which he can furnish; he shall, on the first Tuesday of April of each year, render to council a report of the financial condition of the city, giving a full statement of all receipts and expenditures for the preceding fiscal year.

To report to council.

To report defaults, &c., of officers.

SECTION 24. The controller shall promptly report in writing, to the city attorney, any default or delinquency of any receiving or disbursing city officers, which he may discover in their accounts.

Duties of treasurer.

SECTION 25. It shall be the duty of the treasurer to receive and safely keep all moneys accruing to the city corporation, and shall pay out the same on warrants drawn by the mayor, and countersigned by the controller, and not otherwise; he shall keep accurate accounts thereof, and make such reports in relation thereto as council may by ordinance direct; he shall give every person paying money into the city treasury a duplicate receipt therefor, specifying date of payment and upon what account paid.

City engineer, his qualifications, &c.

SECTION 26. The city engineer shall be well skilled in the sciences of civil engineering and building, and in the practical application thereof; in his office shall be kept all plans, plots, records and papers pertaining to streets and public improvements of the city; he shall have charge of all improvements of streets, highways, sewers, wharves, landings and public

grounds of said city, and shall perform such other engineering services as may be required by council; he shall appoint such number of assistants and draughtsmen as may be authorized by council.

SECTION 27. The mayor and aldermen of said city, and all city officers who receive fines, penalties, costs or any moneys whatever, payable to the said city, shall on the first of every month submit to the controller a statement, under oath, of all fines, penalties, costs and sum or sums of money whatever received by them, and payable to the said city, and shall forthwith pay over to the city treasurer the amount certified by the controller to be in their hands and payable; and for this purpose the controller may require the production of their books and dockets; and any officer failing to comply with the provision of this section shall be deemed guilty of a misdemeanor in office, and shall be proceeded against in like manner as for other misdemeanors.

Officers receiving city moneys to submit monthly statements to controller.

To pay amounts to treasurer.

Controller may require production of books.

SECTION 28. It shall be the duty of the controller and treasurer of said city, within the first five days of each month, to report to the city attorney every person who has been delinquent in rendering his account or making payment of any moneys, fines or costs payable to the city treasurer, and of the city attorney forthwith to proceed to make collection of the same, and otherwise enforce the law against the delinquent.

Controller and treasurer to report delinquent officers.

City attorney to proceed against delinquents.

SECTION 29. That the title to all the real and personal property of the boroughs of Oil City and Venango City is vested in the city of Oil City.

Title to property of boroughs, vested in city.

SECTION 30. That the following words of the thirty-first section of the act to which this is a supplement, namely: "And they shall direct the amount thereof to be applied to the health, poor and streets, city and other purposes, and when the rates are fixed, the taxes shall be so rated as to show how much is raised for said objects respectively," and so much of the twenty-eighth section, as authorizes and requires the levying a special tax for fire purposes, are hereby repealed.

Portions of thirty-first and twenty-eighth sections of former act, repealed.

SECTION 31. That the provisions of the thirtieth section of the act to which this is a supplement are hereby repealed, and in lieu thereof the city council of said city are hereby authorized and empowered at any time when they shall deem the same necessary, to borrow, for the use of said city, any sum of money not exceeding thirty-five thousand dollars, and to issue bonds therefor, bearing interest at a rate not exceeding ten per centum per annum, to be made payable at any time agreed upon, not exceeding ten years from the date thereof, and to be redeemable, at the option of said city, at least one year before the same shall be payable, and to be exempt from county and municipal taxation.

Council may borrow money and issue bonds therefor.

SECTION 32. That the powers and authority vested in the members of the said city council, chosen on the north side of the Allegheny river, by the forty-first section of the act to which this is a supplement, be and the same are hereby vested in a board of trustees for the purposes in said section expressed; which said board shall consist of William M. Williams, John J. Brodhead and William Hasson, three citizens of the First district of said city; and in case a vacancy should occur in

Powers vested in council chosen on north side of river, vested in trustees.

Of whom trustees to consist.

Vacancies.
Their duties.

the said board of trustees by death, removal or otherwise, the court of common pleas of Venango county is hereby empowered to appoint any person, being a resident of the First district of said city, to supply such vacancy; and it is hereby declared to be the duty of the said trustees to use their efforts to liquidate and discharge the indebtedness which accrued against the borough of Oil City before the incorporation of the city of Oil City, as speedily as possible, and to the best advantage to the tax-payers of the said First district of the city of Oil City; and to this end they shall in the months of January, April, July and October of each year, at a time and place, of which notice shall be given for three weeks, by publication in one or more newspapers published in said city, offer publicly all the money in the treasury, and shall award the same to the creditor or creditors, or their legal representatives, who will release and discharge the greater sum of indebtedness therefor; the said money to be offered in sums of one hundred dollars, and no interest shall be computed on said indebtedness subsequent to March first, one thousand eight hundred and seventy-one, when the charter of the said borough of Oil City was annulled.

Trustees may
appoint chairman.
Duties of chairman.

SECTION 23. That the above mentioned board of trustees shall have power to appoint one of their number chairman, who shall preside at the meetings of the board, and call meetings of said board when circumstances require it, or upon the request of one of the members, and who shall sign warrants drawn by order of the board upon the treasurer thereof, for the payment of its attorney and treasurer, and for other necessary expenses.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 300.

An Act

Relative to streets in the city of Oil City.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Council authorized to lay out and open streets, &c.

That the council of the city of Oil City is hereby authorized and empowered, when it may deem the same necessary, to lay out and open new streets, lanes and alleys in said city, and to

widen, straighten and extend any streets, lanes or alleys of said city, and to levy and collect the value of property thus taken, or the damages done to property thereby, by an assessment upon the properties benefited by any such improvement: *Provided however*, That before any such street, lane or alley can be opened, and before any private property shall be taken for the purpose aforesaid, all damages which any owner or owners of property may sustain, or be likely to sustain thereby, shall first be ascertained and paid as hereinafter directed, and to grade and re-grade, pave and re-pave the same, or any portion thereof.

Proviso.

SECTION 2. That whenever said council shall desire to widen, open, straighten or extend any street, lane or alley, it shall by ordinance fix the location, breadth and length of the same, and appoint three discreet and disinterested freeholders of said city as viewers to view the premises, appraise the damages, and make assessments of benefits.

To fix location of streets, appoint viewers, &c.

SECTION 3. That said viewers, before entering upon performance of their duties, shall be sworn faithfully, honestly and impartially to discharge the duties of their appointment; they shall give five days' notice, by handbills posted up in the most conspicuous places along the route of the proposed improvement, of the time they will view the premises and receive claims for damages; they shall appoint a convenient time and place, and give notice thereof as hereinafter provided for, to all parties or their agents claiming, or likely to claim damages, when they will hear their allegations and evidence on the subject; they shall make a true and conscionable appraisal of damages, taking into consideration the probable advantages and benefits which any owner or owners will be likely to sustain by reason of the proposed improvement; after ascertaining the whole amount of damages, they shall assess the same equitably and justly upon the property that may be, or will likely be benefited by said improvement; they shall have a plot prepared by the engineer of the proposed improvement, indicating its location, and the location, size and boundaries and improvements of each property damaged or benefited, with the name of the owner or owners of each, and shall prepare a statement showing the amount of damages allowed, and the assessment made in each case; they shall give ten days' notice, by handbill on line of improvement, of the place where said plot and statement can be examined, and when they will hear any complaints and evidence that may be presented at the time and place appointed, and after making any corrections or modifications they may deem necessary or just, they shall make a report to said council, accompanied by the plot aforesaid, and of all their action in the performance of their duties as viewers.

Duties of viewers.

SECTION 4. That said council shall hear any appeal or further complaints made by any person aggrieved by the report of said viewers, and shall have power to send back the report for further action, or to quash the proceedings; whenever the report of the viewers is finally acted on by council and approved by it, such approval is final and conclusive: *Provided however*, That if within ten days after final action by council,

Council to hear complaints of persons aggrieved.

Appeal to court. any person interested shall present a petition to the quarter sessions court of Venango county, setting forth the facts of the case, and that he verily believes injustice has been done him by the report of said viewers, it shall be the duty of the controller of said city, upon notice of said petition to court, to certify to said court all the papers and proceedings in the case; and thereupon the said court shall take such proceedings in the case as to the question of damages as they may think right and proper, and shall have power to hear evidence, to modify, correct or approve said report, or quash the whole proceedings; and in case of an appeal to court, the courts shall direct who shall pay the costs of the appeal.

Proceedings after final approval of report.

SECTION 5. That after final approval by the council or the court in case of appeal, the plot and report of viewers shall be handed over to the controller, to collect the assessments and pay the damages; he shall give notice for three weeks in the paper authorized to do the city printing, that if said assessments be not paid to the treasurer within thirty days after date of said notice, liens will be filed therefor against the properties assessed, with interest, costs and fees; if the assessments are not paid within the thirty days, the controller shall hand over to the city attorney all the papers and assessments, and it shall be his duty to file liens therefor in the court of common pleas of said county, in the lien docket, and proceed to collect the same with interest from the time of filing the lien, and five per centum additional for attorney's fees for collection.

Council authorized to have streets, lanes or alleys graded, &c.

Authorized to collect cost from property owners.

SECTION 6. That said council is hereby authorized, whenever it may deem the same necessary, to cause to be graded, re-graded, paved, re-paved or macadamized, any public street, lane or alley, or any parts thereof which is now, or which may be hereafter laid out and opened in said city, or which may be in whole or part boundaries of said city, and to have the same set with curbstone, and the foot or side-walks paved; and the council is hereby authorized to levy and collect the cost and expense of grading, paving and macadamizing from the owners of property bounding or abutting on said streets, lanes or alleys, or parts thereof, thus improved, by an assessment of an equal sum per foot front of said properties; the expense of re-grading and re-paving any street, lane or alley graded and paved under the authority of the council of the city of Oil City, to be paid out of the public funds in the treasury of said city, or from a general tax levied and collected as other city taxes for that purpose.

Duty of engineer when streets, lanes and alleys have been graded, &c.

SECTION 7. Whenever any street, lane or alley, or any part thereof has been graded, paved or macadamized in pursuance of the preceding section, it shall be the duty of the engineer of said city to make the assessment for the cost and expense thereof as provided for in said section, and to give notice by publication for ten days in the paper authorized to do the city printing, that the said assessment has been made and may be seen at his office, and that the parties interested may have an opportunity of having any errors or mistakes corrected; after correcting any errors or mistakes that may have been discovered, he shall immediately hand over said assessments,

with a plan and description of each lot, the amount assessed thereon, and the name of the owner or owners, or reputed owner or owners, to the controller of said city.

SECTION 8. That as soon as the controller shall have received the said assessment list from the engineer, he shall cause thirty days' notice of the amount assessed upon each property to be given to the owner thereof, and that the same is due and payable to the treasurer in manner following, namely: If the owner is a resident of said city, by personal service upon him, or by copy left at his dwelling or usual place of business; if a corporation or other association, upon its proper officers or agents, or if the owner is not a resident of said city, or is unknown, the notice shall be posted on the premises and a copy left with the occupant, if there is one, that if the same be not paid to the treasurer within thirty days from the time of said notice, it will be filed as a lien against said property with interest, costs and fees.

Notice to property holders of amounts of assessments.

SECTION 9. That if said assessments are not paid within thirty days after service of said notice, the controller shall hand over to the city attorney the assessment list, with the plan and description of each lot, *et cetera*, as furnished by the engineer; and the attorney shall file a lien against each property for the amount of the assessment thereon remaining unpaid, with interest from the time notice for payment was given, and five per centum additional, as the attorney's fees for collection, and collect and pay over the same, less the attorney's commission, into the city treasury.

If assessments are not paid within certain time, city solicitor to file liens.

SECTION 10. The controller shall require of the party serving notices of assessments under this act to return to his office a copy of each notice, and the time, place and manner of the service of the same, which shall be filed away and kept until all the assessments are paid in full; the said copies in all cases in court to be received as *prima facie* evidence of what is set forth therein.

Copies of notices of assessments to be filed with controller.

SECTION 11. The liens authorized by this act shall be filed in the court of common pleas, in the lien docket, in same manner as mechanics' liens are filed, and writs of *scire facias* and *levari facias* may be issued thereon as in case of mechanics' liens, and the same costs shall be taxed: *Provided however*, That in issuing a *scire facias* upon any such lien, an affidavit of claim shall not be required, and a judgment can be taken in default of an appearance or affidavit of defence after return day, and ten days' service of writ, or on two *nihilis*.

Where and how liens to be filed. Proceedings thereon.

SECTION 12. The assessments authorized by this act shall be first liens upon the properties assessed, said liens to date from commencement of the improvements for which they were made, and shall, if filed within six months after completion of said improvements, continue first liens for five years, and be revived by *scire facias* as other liens; if on any sheriff's sale, or other judicial sale, enough be not realized to pay off the lien, it shall continue to be a lien until the whole amount, with the costs, be paid in full.

Assessments to be first liens.

When not to be discharged by judicial sales.

SECTION 13. No mistake in the description of property, or in the name of an owner, or any defect in filing, shall vitiate

Mistakes in descriptions not to vitiate liens.

the lien, but the court shall have power, and is required, on motion, at any time, to correct mistakes or any irregularities in filing the liens, and to add or strike out names as defendants: *Provided however*, That any owner whose name shall be added as a defendant after the filing of the same shall be sued with a writ of *scire facias*, in same manner as hereinbefore provided for, before judgment shall be entered against him.

Sales by sheriff
to vest good
titles in pur-
chasers.

When and how
owners can re-
deem properties

SECTION 14. That a sale of any property by the sheriff upon a writ of *levari facias*, or a judgment obtained on a *scire facias*, upon any lien authorized by this act, whether the real owner is named or not, shall be deemed a proceeding in *rem*, and shall vest a good title in the purchaser to the property thus purchased: *Provided however*, That the owners of property thus sold can redeem the same within one year from date of sale, by payment of the purchase money, and all other moneys expended on account or value of improvements made on or about said property of any nature, or for any purpose whatsoever, with twenty per centum added thereto; and any person entitled so to redeem, may present a petition to the court from which the process to make sale had issued, setting forth the facts and his readiness to pay the redemption money, whereupon the court shall grant a rule to show cause why the purchaser shall not re-convey to him the premises sold, to be served with notice as directed by the court; and if the petitioner shall prove the facts necessary to entitle him to redeem, the court shall make such rule absolute, and enforce it by attachment.

Proceedings in
cases where
owners of lots
are unknown.

SECTION 15. When the owner of a lot is unknown, the lien shall be filed against "unknown owner," and indexed accordingly; a *scire facias* may issue thereon as aforesaid, which shall be published by the sheriff for four weeks in two newspapers, one of which shall be the one authorized to do the city printing, with a full description of the lot, the amount assessed thereon, and for what purpose it was made; judgment may then be entered, and the lot be sold on *levari facias*, to the same effect as if the real owner had been named.

Viewers may
administer
oaths.

Majority suffi-
cient to perform
duties.

Assessments
and liens here-
tofore made and
filed, relative
to.

SECTION 16. That the said viewers shall be and are hereby authorized to administer oaths to all witnesses examined before them, and a majority of said viewers shall be sufficient, in all case, to perform the duties required of them by this act.

SECTION 17. That the municipal assessments heretofore made, and the municipal liens of said city heretofore filed, shall not be deemed invalid in consequence of any irregularities or defects in the proceedings or filing of the same; the court shall have power, on motion, to correct any errors or defects in said liens, and to add or strike out names as defendants, and thereafter the proceedings to collect said assessments and said liens shall be, as far as possible, in conformity to the provisions of this act.

How term own-
er to be con-
strued.

SECTION 18. That the term owner, as used in this act, shall be construed to mean all individuals, incorporated companies, and religious, benevolent, literary or other societies or associations having any title or interest in the properties appraised or assessed; and in case of leaseholds or different estates in

the same property, the viewers, appraisers or assessors shall have power to apportion the damages or assessments among the different owners, or between the lessors and lessees, and report how much each one shall receive or pay.

Viewers may apportion damages in certain cases.

SECTION 19. That when any appeal shall be taken from any appraisal or assessment made in pursuance of this act, the lien of such assessment shall continue for six months after the final determination of such appeal, and the time of filing such liens shall be extended until the expiration of six months after such final determination.

Lien of assessments when appeals are taken, continuance of, &c.

SECTION 20. Where the defendant in any writ of *scire facias*, authorized by this act, may be a public corporation, and the property assessed and upon which *scire facias* is issued cannot, for any reason in law, be sold upon a judgment obtained on such *scire facias*, such liens shall be prosecuted to judgment on the *scire facias*; and the writ of execution to be issued on any such judgment shall be a writ of *fiery facias*, by virtue of which the sheriff may levy upon any personal property, goods, chattels, moneys or effects of the said corporation.

Proceedings where defendants in writs of *scire facias* are public corporations.

SECTION 21. That all proceedings relative to the opening, widening or extending of streets, lanes or alleys in said city, commenced prior to the passage of this act, shall after such time be carried on and completed as far as possible under the provisions of this act; also, that all assessments for grading, paving and curbing made, but not filed prior to the passage of this act, shall be filed and proceeded upon as far as possible under the provisions of this act.

Former proceedings relative to opening streets, &c., to be completed under this act.

SECTION 22. That whenever any owner of property shall have sustained damages, greater than the advantages and benefits conferred by the change of grade of any street, lane or alley in said city, said council shall have power to levy and collect the damages, by an assessment upon the properties that may be benefited by said change of grade; and upon the petition of any person claiming damages, it shall be the duty of said council to appoint three discreet and disinterested freeholders of said city as appraisers, to appraise the damages of the petitioner, and all others who may have sustained damages by the said change of grade, and to make the assessments therefor: *Provided*, That no person shall be entitled to damages, unless some one make application for appraisers within thirty days after said change of grade by council: *And provided further*, That when said council shall propose to change a grade, it may, before taking action, appoint the said appraisers, to whom all claims for damages shall be submitted, and no other claims thereafter shall be received, or entertained or allowed; and upon return of the report of said appraisers, council may or may not, at its discretion, make the proposed change of grade.

Damages caused by changes of grades, relative to.

SECTION 23. The appraisers provided for in the preceding section, before entering upon their duties, shall be sworn faithfully to discharge their duties; which duties shall, in all respects, be the same as that of viewers in the opening of streets as provided for in this act; and upon their report being made to council, the like proceedings shall be had by council and to the like effect, and with like appeal to the court of quarter

Duties of appraisers to assess damages caused by changes of grades.

Proceedings
upon report
made.

Plots of lands
divided into
lots, &c., to be
submitted to
council for ap-
proval.

Repeal.

sessions, and the like proceedings shall be had for collecting the assessments, and paying the damages, as prescribed in this act, in the manner of opening, et cetera, of streets.

SECTION 24. In all cases where lands in said city are hereafter sub-divided and laid out into blocks or lots, sub-lots, streets and alleys, or new streets or public grounds are donated or granted to the public by any proprietor, in order to secure a uniform plan in the laying out of such streets and alleys, the map or plot thereof shall be submitted to council for approval; if approved, such approval shall be certified upon the said map or plot; and no such map or plot shall be entitled to record or have any validity until so approved by council.

SECTION 25. That all acts or parts of acts inconsistent with or supplied by this act are hereby repealed, except so far as may be necessary to consummate the proceedings and collect the assessments in cases now pending and not herein otherwise provided for.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 301.

An Act

To incorporate the Odd Fellows' Savings Bank.

Corporators.

Name.

Location.

Privileges.

Capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry Lambert, John Rebman, Andrew Miller, Edward Duff, D. P. Estep, A. Mulholland, W. J. Flinn, J. M. Hosh, G. W. Rankin, Joseph C. Bensly, John M. Hanry, James S. Atkinson, Jacob Ulbrich, Philip Vierheller, and their successors, shall be and they are hereby created a body politic and corporate, by the name and style of the Odd Fellows' Savings Bank, to be located in the city of Pittsburg, and by that name may sue and be sued in any court whatsoever, may have a common seal, may renew or alter the same, also may have the right to own and hold real estate and improve or dispose of at pleasure.

SECTION 2. The capital stock of said company shall consist of two thousand shares, of the value of fifty dollars each, with the privilege of increasing the same, by vote of the

stockholders, to ten thousand shares of like value per share, and when the capital stock is so increased, the stockholder shall have the right to take the shares authorized by such increase, at such price as the board of directors may name: *Provided*, That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of new stock in such manner as they may deem best.

SECTION 3. The corporators, or a majority of them, shall have power to open books for subscription to the capital stock, at such times and places as they deem expedient, and when one thousand shares or more of said stock shall have been subscribed, and fifty per cent. thereon of the same paid in, the shareholders may elect eleven directors, one of whom shall be president, and one vice president, to serve until the next annual election, or until their successors shall have been duly elected and qualified in accordance with the by-laws.

Increase.

Subscriptions to stock.

Election of directors.

SECTION 4. The board of directors shall make all by-laws necessary for conducting the business of the company, which by-laws shall be at all times accessible to those doing business with the company. The board of directors shall have power to require payment of any amount remaining unpaid on the stock of said company, at such times and in such proportions as they think proper, and under penalty in case of non-payment, as required, of forfeiture to the company of such stock and all previous payments thereon.

By-laws.

Payment of amount remaining unpaid on stock.

SECTION 5. The said bank may receive money on deposit, for which interest may be paid in accordance with the by-laws of said bank, and may loan money on bond and mortgage on real estate, bonds, or other securities of the state of Pennsylvania or of the United States, or other good and sufficient securities; the said bank may hold, possess and enjoy any real estate in the county of Allegheny, in fee simple or otherwise, not exceeding five hundred thousand dollars in cash value, and may from time to time sell, grant, demise, alien, lease or dispose of the same, or any part thereof, in fee simple or for any less estate, and accept liens by mortgage or judgment for any portion of the purchase money due thereon.

Banking privileges.

Real estate.

SECTION 6. The board of directors shall have power to declare and pay dividends, out of the earnings of the company, to the stockholders, at such times and in such amounts as to them may seem proper; and said company shall pay to the state treasurer a tax on such dividends as is or that may be imposed by law.

Dividends.

Tax.

SECTION 7. The annual election for directors, and the qualifications necessary to serve as such, shall be fixed by the by-laws of the company; directors shall elect, from their number, one to serve as president, and one as vice president, and shall have power to elect all other officers or agents they may deem necessary for conducting the business of the company; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by a written proxy, but such proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice, by

Annual election and qualifications of directors.

Officers and agents.

Votes.

Notice of elections.

publication in one of the city papers, shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws.

Payment of deposits, &c., to married women and minors.

SECTION 8. That the board of directors shall have power to pay, on application, the check, proper receipt or order of any minor or married woman, such money, or any part thereof, as he or she may have deposited to his or her credit, or any interest or dividend accruing thereon, without the assent or approval of the parent or guardian of such minor, or the husband or creditors of the husband of such married woman to attach, or in any manner to interfere with any deposit, interest or dividend due thereon to such minor or married woman: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Limitation.
Reservation.

SECTION 9. That this charter shall continue for twenty years; but the legislature reserves the right to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injustice shall be done the corporators: *And provided further*, That the said

Bonus and taxes

corporation shall pay into the treasury of the commonwealth, in four equal annual instalments, a bonus of one-half of one per centum upon the capital stock paid in, the first payment to be made one year from the date of the organization of the said corporation, and a like bonus upon any increase of the capital that may be authorized by the directors, and paid in at any time thereafter, and such other taxes as may be required by law; and the stockholders shall be individually liable for all debts and liabilities of said bank double the amount of stock held by them.

Individual liability.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 302.

An Act

To amend the charter of the Westmoreland Coal Company, authorizing an increase of the capital stock and the purchase of real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Westmoreland Coal Company is authorized to make the capital stock of said company consist of one hundred thousand shares, of the par value of fifty dollars each; and that it shall be lawful for the directors of said company to sell or dispose of any unissued shares of stock, on such terms and at such price as may be authorized by resolution of the stockholders.

Increase of capital stock, authorized.

Directors may dispose of unissued shares.

SECTION 2. That it shall be lawful for the said company, and they are hereby authorized to acquire and hold in fee simple, or for any less estate, such lands in this state as may be deemed necessary for the successful prosecution of their business, and to erect thereon such buildings and other improvements as may be needed.

May acquire lands and make improvements thereon.

SECTION 3. That the said Westmoreland Coal Company shall pay into the treasury of the state a bonus of one quarter of one per centum on all stock issued in pursuance of this act, above the amount of stock now issued by said company.

Bonus.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 303.

A Supplement

To an act, entitled "An Act to incorporate the Green and Coates Street Philadelphia Passenger Railway Company," approved April twenty-first, Anno Domini eighteen hundred and fifty-eight, to confirm and allow the use of certain streets in the city of Philadelphia by the said corporation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the use and occupancy heretofore by the said Green and Coates Passenger Railway Company for their railway track of Twenty-fifth street, from Coates to Green street, and Green street from Twenty-fifth to Twenty-second street, is hereby authorized and confirmed as it by the act incorporating the said company they had been authorized so to use and occupy the said streets.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 304.

An Act

To repeal an act, entitled "An Act to change the venue in a certain action of ejectment from Clarion county to Venango county."

WHEREAS, An act, entitled "An Act to change the venue in a certain action of ejectment from Clarion county to Venango county," was approved the tenth day of March, Anno Domini eighteen hundred and seventy-one, setting forth that Honorable James Campbell was president judge of the court of common pleas of Clarion county, and was of counsel in the matter in issue in said cause, and that Honorable John Keating was one of the associate judges in said court, and also an important witness and father of the defendant:

And whereas, The said Honorable James Campbell is not now the president judge of the said court of common pleas, and the Honorable John Keating is not now one of the associate judges of said court, and also that the said plaintiff verily believes that he cannot obtain justice in a trial before a jury in the said county of Venango; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act to change the venue in a certain action of ejectment from Clarion county to Venango county," approved the tenth day of March, Anno Domini one thousand eight hundred and seventy-one, be and the same is hereby repealed; and the prothonotary of the court of common pleas of Venango county, aforesaid, is hereby authorized and required to return to the court of common pleas of Clarion county the record and all papers in said case regularly certified and transferred, in order that the said cause may be tried in the court of common pleas of said Clarion county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 305.

An Act

To authorize the Hazard Powder Company, a foreign corporation, to hold lands for corporate purposes within this commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Hazard Powder Company, a corporation established under an act of the legislature of the state of Connecticut, be and they are hereby authorized to buy and hold, within the limits of this commonwealth, such pieces or parcels of land, not exceeding five hundred acres in the aggregate, as they may need for the purpose of enabling them to erect the buildings they may require for the storage or vending of their goods.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 306.

An Act

Relative to assessors in the city of Reading.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall hereafter be the duty of each assessor in the city of Reading to take up the transcripts he has received from the county commissioners of Berks, the first Monday in August, in each and every year, instead of the first Monday in June, of each year, as required in the act of April seventeenth, one thousand eight hundred and sixty-nine, entitled "An Act further supplemental to the act relative to the elections of this commonwealth."

When to take
up transcripts
received from
county commis-
sioners.

SECTION 2. That hereafter it shall be the duty of the assessors in said city of Reading to place the copies of the lists of

When to place
list of voters on
house where
elections are
held.

voters on the door of, or on the election place in each precinct of said city, on or before the first Monday of September, in each and every year, instead of on or before the first of August, in each year, as provided for in the act of April seventeenth, one thousand eight hundred and sixty-nine, entitled "An Act further supplemental to an act relative to the elections of this commonwealth."

Portion of act of
2d June, 1871, re-
pealed as to
Reading city.

SECTION 3. That section one of the act, entitled "An Act relative to assessors in the county of Berks," approved the second day of June, one thousand eight hundred and seventy-one, in so far as it applies to the said city of Reading, be and is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 307.

An Act

To authorize the commissioners of Armstrong county to sell certain real estate.

WHEREAS, By an act of assembly, approved the eighth day of April, Anno Domini one thousand eight hundred and fifty-one, the commissioners of Armstrong county were authorized to divide the lot of ground on which the old court house, academy and public offices were created, into lots, and sell the same, to aid in the erection of the public buildings :

And whereas, The commissioners did, in pursuance of said act of assembly, divide said lot of ground into eighteen lots, fifteen of which were sold, and the proceeds applied to the erection of said buildings, the other three still remain unsold and yet belong to said county:

And whereas, The commissioners of said county are now of the opinion the land can be sold for a fair and adequate price, and the money is now needed to apply towards the payment of the new jail ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the county commissioners of Armstrong county be and the same are hereby authorized to sell at public sale, after having first given fifteen days' notice of the time and place of

sale, in the newspapers printed in Kittanning borough, the three lots of ground yet remaining unsold, on what is called the old court house square, with the buildings thereon, for the highest price that can be attained for the same, respectively, and to execute in their names, to the purchasers thereof, good and sufficient deeds for the same in fee simple; and such deeds shall confer a good and indefeasible title to the respective purchasers thereof in the property therein described; the proceeds of said sale to be paid into the treasury of said county, and to be applied towards defraying the expenses of the new jail and jailor's house.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 308.

An Act

Relating to fishing in the streams in the counties of Adams and Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the passage of this act it shall not be lawful to fish with nets, seines, spears, fish baskets in any river, creek, run or stream in Adams and Venango counties, for the space of two years; and any person or persons offending against the provisions of this act, shall pay for the first offence five dollars, and for each offence thereafter the sum of twenty dollars, one-half to go to the informer, and the other half to the school fund of the township or townships in which such offence is committed; one suit may be brought before any justice of the peace of said county for the recovery of said penalty, in the same manner as is now provided by law for the bringing of suits before justices of the peace: *Provided,* That there shall be no stay of execution after judgment; and upon failure of any person against whom judgment shall be rendered for offending against the provisions of this act, pay said judgment forthwith, he shall be committed to the jail of the said county for a period of not less than ten, nor more than thirty days; and it shall be the duty of all constables in said counties to make return of all persons violating this act; and if any person shall be found in the act so offending by any of said con-

stables, it shall be the duty of such constables to seize the nets, seines, spears or fish baskets, and by the person or persons offending, and arrest the person or persons using the same; and in case of the failure of such person or persons to pay the penalty as hereinbefore provided, sell the same at public sale, after giving at least four days' notice, by written or printed notices conspicuously posted, of the time and place of such sale: *Provided*, That such constable shall be entitled to one-half of the penalty as hereinbefore provided; and further, that he shall be entitled to such fees as are now allowed by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 309.

An Act

To incorporate the Tenth Ward Bank of the city of Pittsburg.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That William Varnum, Rudolph Koenig, James M'Quiston, Thomas N. Miller, Nicholas Heil, Conrad Zeigler, Josiah Reamer, Henry D. Seitz and J. Ludering Koethen, and others who have been heretofore and are now associated with them in business as bankers, under the name and style of the Tenth Ward Bank of Pittsburg, and their successors and assigns, shall be and they are hereby created a body politic and corporate, by the name and style of the Tenth Ward Bank of Pittsburg, and by that name shall have perpetual succession, and may sue and be sued, plead and be impleaded in any court whatsoever, may have a common seal, may break, renew or alter the same; also, may have the right to hold real estate for the purpose of carrying on its business, and improve or dispose of the same at pleasure.
Name.	
Privileges.	
Capital stock.	SECTION 2. The capital stock of said bank shall consist of three thousand shares of fifty dollars each, with the privilege of increasing the same, by a vote of the directors, to five thousand shares of the like value per share; and when the capital stock is so increased, the stockholders shall have the right to take the shares authorized by such increase, at such
Increase.	

price as the board of directors may name: *Provided*, That if such shares of the new stock are not taken by the stockholders within ten days after notice of such increase shall have been given, either by personal service thereof or by mail, or by publication in at least two newspapers published in the city of Pittsburg, the board of directors may dispose of such shares of increased stock in such manner as they may deem best; and said bank shall be authorized to commence business on payment of twenty-five thousand dollars on the capital stock.

Commence-
ment of busi-
ness.

SECTION 3. The board of directors of said bank shall consist of nine persons, to be annually elected by the stockholders, on the second Tuesday of April of each year, unless the day of election should be changed by the by-laws of the company; and until the first election shall have been held, the persons named in the first section of this act, to wit: William Var-num, Rudolph Koenig, James M'Quiston, Thomas N. Miller, Nicholas Heil, Conrad Ziegler, Josiah Reamer, Henry D. Seitz and J. Luderger Koethen, shall constitute a board of directors, to serve until their successors shall have been duly elected and qualified; and it shall be the duty of each board of directors, as soon as the result of any election shall have been made known, to meet and elect, from among their own number, a president of said bank, and all other officers and agents necessary for conducting the business of the same, to serve during the continuance in office of the board which elects them; all vacancies arising from deaths, resignation, inability to serve, or otherwise however, to be filled by the board of directors.

Directors.

President and
other officers.

Vacancies.

SECTION 4. The board of directors shall make all by-laws necessary for properly conducting the business of said bank, not inconsistent with this commonwealth or of the United States, and shall have power to require payment of any amount remaining unpaid by any subscriber to the stock of said bank, at such times and in such proportions as they may think proper, under such penalties, in case of non-payment, as required, as the by-laws may impose; which penalties are hereby authorized to extend to the forfeiture of such stock and all previous payments made thereon.

By-laws.

Payment of
amounts re-
maining unpaid
on stock.

SECTION 5. The said bank may receive money to keep for its depositors, either with or without interest payable thereon, and may buy or sell bullion, buy, sell, draw, discount or negotiate notes at legal rates of interest, bills of exchange, foreign or domestic bills of lading, and bonds of all companies, states or of the United States, mortgages, or other good and sufficient securities whatsoever, at such rates as may be agreed upon by said bank, and the parties dealing therewith, and the interest thereon or discount may be received in advance.

Banking privi-
leges.

SECTION 6. It shall be lawful for said bank to become and act as treasurer and financial agent of charitable and religious institutions and corporations, and as financial agents of the state of Pennsylvania and other states, of the city governments and counties, and districts, in the management of their business, as also to receive on deposit, moneys from any ex-

May become
treasurer of
charitable insti-
tutions, &c.

May receive
trust funds on
deposit.

Payment of deposits, &c., to minors and married women

ecutor, administrator or other trustee, having in his, her or their possession or control, trust moneys or other securities; and such executors, administrators, guardians or trustees are hereby authorized and empowered to make deposit with said bank of such trust money, or other security, on which interest may be paid, as on other deposits.

Votes.

SECTION 7. Said bank shall have the power to pay upon the check, proper receipt, or order, of any minor or married woman, such moneys, or any part thereof, as he or she may have deposited to his or her credit, or any interest or dividend thereon, without the assent or intervention of the parent or guardian of such minor, or husband of such married woman, and without any power in such parent, guardian, husband, or any creditor of such husband, to attach, or in any manner interfere with such deposit, interest or dividend due to such minor or married woman.

Notice of elections

SECTION 8. At all elections held by said bank, every stockholder shall be entitled to one vote for each share of stock held by him, and may vote either in person or by written proxy, but such proxy must be dated within six months of, and not less than five days prior to, the election for which such proxy was given; at least ten days' notice, by publication in one or more of the Pittsburg papers, shall be given of the time and place where each election is to be held, and such election shall be conducted in accordance with the rules laid down in the by-laws.

Dividends.

SECTION 9. The board of directors shall have power to declare and pay dividends out of the earnings of said bank, to the stockholders, at such times and in such amounts as to them may seem proper: *Provided*, That in so doing the capital stock of said bank shall not be impaired.

Bonus and taxes.

Individual liability.

SECTION 10. Said bank shall pay into the treasury of this commonwealth such bonus and taxes as are now or may hereafter be required by law.

Limitation.

Reservation.

SECTION 11. The stockholders of said bank shall be individually liable for double the amounts of stock held by them, respectively, and not otherwise; and this charter shall continue in force for the period of twenty years from the date of the passage thereof, reserving to the legislature the power to alter, revoke or annul the same, whenever, in their opinion it may be injurious to the citizens of the commonwealth, in such manner, however, that no injustice shall be done to the corporators.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 310.

An Act

To authorize the commissioners of Lehigh county to borrow money, and to legalize loans made on bonds heretofore issued.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Lehigh county be and they are hereby authorized and empowered to borrow, on the credit of said county, any sum or sums of money, not exceeding seventy-five thousand dollars, at a rate of interest not exceeding six per centum per annum, and to issue the bonds of said county or other evidences of indebtedness therefor; and the same shall be exempt from all taxes, except for state purposes.

Authorized to borrow money and issue bonds therefor.

SECTION 2. That all loans heretofore made by said commissioners, on bonds or other evidences of indebtedness issued by them, are hereby legalized and made valid.

Former loans legalized.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 311.

An Act

To regulate proceedings in relation to the erection and repairing of bridges in the county of Perry, and repealing all former acts inconsistent therewith.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all proceedings in relation to the erection of bridges in the county of Perry, and for the appointment of viewers to view the site of any proposed new bridge, shall be commenced and conducted under the provisions of the act of the thirteenth June, one thousand eight hundred and thirty-six, entitled "An Act relating

to roads, highways and bridges;" and all acts or parts of acts inconsistent herewith, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 312.

An Act

To incorporate the Sunbury Dime Savings Bank.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That D. C. Dissinger, Abraham Shipman, Henry Clement, Peter H. Snyder, P. H. Moore, John W. Bucher and David Clement, and all persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby
Name.	created a body corporate, by the name of the Sunbury Dime Savings Bank, and by that name shall be capable by law to
Privileges.	hold and dispose of property, to sue and be sued in any court whatever, to make, have and use a common seal, and to alter and renew the same at pleasure, to make and put in force all such by-laws, ordinances and regulations necessary for conducting the business of the corporation, and generally to do everything necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation, to be located in the borough of Sunbury: <i>Provided,</i> That a misnomer of said incorporation, in any instrument, shall not vitiate the same, if the intent of the parties can be clearly ascertained.
Misnomer.	
Purpose.	SECTION 2. That the purpose of this act is to organize and incorporate a bank and savings loan company, and a safe deposit company; that the said corporation may borrow or lend money for such period as the board of directors may think proper, may receive, hold in trust or discount, any bill of exchange, foreign or domestic, promissory note, order or other negotiable paper, at legal rates of interest, may receive on deposit from all persons who shall offer the same, any sum or sums of money, and may transact any other business transacted by banks in this commonwealth; that such deposits shall be paid to such depositors with interest, at such rates as
Powers.	
Payment of deposits.	

shall be fixed by the directors, in lawful money, national bank notes, or notes of banks incorporated in the state, at par, when required during business hours; and such company shall be authorized as such to receive and hold on deposit and in trust, estates, real, personal and mixed, including the notes, bonds, obligations, funds and accounts of estates and individuals, and of companies and of corporations, literary, charitable, religious or otherwise, and the same to hold, purchase, collect, adjust and settle, and also to sell and dispose thereof, in any market in the United States or elsewhere, and for such price and at such times as may be agreed on between them and parties contracting with them; that the corporation hereby created shall also possess and have power to receive upon deposit, for safe-keeping, jewelry, plate, stock, bonds and valuable property of every kind, upon terms to be prescribed by the by-laws of the said company.

May hold property in trust, &c.

May receive property for safe-keeping.

SECTION 3. That for the security of the depositors of the said corporation, it shall be the duty of the persons named in the first section, and such others as may be associated with them as stockholders in the company incorporated, to raise and form a capital of twenty-five thousand dollars, to be divided into shares of fifty dollars each, and paid in as shall be required by the board of directors; but one-half thereof shall be fully paid in before the said company shall commence business; the directors of the said corporation may increase the capital stock thereof as they from time to time shall elect, to any amount not exceeding two hundred thousand dollars: *Provided*, That the stockholders at the time of such increase shall each be entitled to a *pro rata* share of such increase, upon the payment of the par value thereof; such right to be forfeited, however, if not availed of within ten days of the time fixed for subscription therefor by public notice.

Increase.

SECTION 4. That the said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth, or of the United States, or other stocks or bonds, or real and personal securities, or in such other manner as may be deemed appropriate and safe.

Investment of funds.

SECTION 5. That directors shall prescribe the form of certificate to be issued to depositors, and the mode of making them transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors in such manner as the by-laws may prescribe: *Provided*, The number of directors shall at no time exceed nine.

Form of certificate to depositors, mode of electing directors, &c.

SECTION 6. That there shall be a meeting of the majority of the persons named in the first section, on such day within twelve months from the passage of this act as the majority of them shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation, and choosing from among the subscribers five directors to manage the affairs of the said corporation; said directors shall choose from among their number a president, and may appoint and remove at will such other officers as they shall deem necessary; said directors and president to remain in office until a new

Meeting of corporation.

Purpose of meeting.

Officers

election shall take place, as provided in the by-laws, and to have and to exercise all the rights, powers and privileges which are intended to be hereby given.

Real estate.

SECTION 7. That the real estate which it shall be lawful for the said corporation to hold shall be such as its directors may deem requisite for the transaction of its business, and such as it may find necessary to purchase at judicial sale or otherwise to invest its funds or secure debts due it; that in all cases of loans upon real estate, the expenses of researches, examination of certificates and recording papers, shall be paid by the borrower.

Expenses of researches, &c., to be paid by borrower.

Interest on deposits.

SECTION 8. That the directors, under such regulations as may be prescribed in the by-laws of said corporation, shall regulate and fix the rate of interest to be paid upon deposits; that interest shall not be allowed to any depositor until his deposits shall amount to five dollars; that interest shall be calculated by calendar months only, and no interest be allowed for fractions of months.

Dividends.

SECTION 9. On the first Tuesday in January and July, in each year, the directors shall make and declare, out of the net proceeds and profits of the business of said corporation, a dividend of so much thereof as they may deem best, and pay the same over to the stockholders or their legal representatives within ten days thereafter.

Shares transferable.

Votes.

Failure to pay instalments of stock.

Books to be open for inspection.

Officers and agents to give security.

Portions of by-laws to be put up in office.

Deposits by married women and minors.

SECTION 10. That shares of said corporation shall be transferable on its books in such manner as may be designated by the by-laws thereof; that in the election of directors, each stockholder shall be entitled to cast one vote in person or by proxy for each and every share of stock by such stockholder then owned; if any person or persons shall subscribe to the original or increased stock of said corporation, and shall omit to pay any instalment of the same, for the period of thirty days after the time prescribed for the payment thereof, the moneys theretofore paid by such subscriber, and the stock by him or her subscribed for, shall be forfeited to said corporation; and the directors of said corporation may sell or dispose of the said stock as they may deem most advantageous to said incorporation; the books of said corporation shall at all times during business hours be open for the inspection of such as the legislature shall appoint for that purpose.

SECTION 11. The officers and agents of the said corporation, upon entering upon the discharge of their duties, shall give bonds in such an amount as the directors shall fix for their fidelity and good conduct, and for the safe-keeping and appropriation of all sums of money as shall be placed in their charge by the depositors and others; and the directors of said corporation may require an increase of the amount of said bonds whenever they may deem it necessary; that such portions of the by-laws and regulations of said corporation as relate to the receipt and payment of deposits, and to the rate of interest paid thereon, shall be put up in a conspicuous place in the office where the business of said corporation is transacted.

SECTION 12. That deposits by married women and minors may be repaid to them, and such re-payment made upon their

order, checks or receipts, shall discharge the said corporation from any further claims of the same; the deposits so made by married women or minors shall not, at any time, be subject to the claim or demand of, or payable to the husband of said married woman, or to the parent or guardian of such minors.

SECTION 13. That said bank, not being a bank of issue, shall not be subject to the restrictions provided in section seven-^{Not subject to certain restrictions.} teen of an act, entitled "An Act regulating banks," approved April sixteenth, one thousand eight hundred and fifty, and section first of an act, entitled "A further supplement to an act regulating banks," approved April twenty-second, one thousand eight hundred and fifty-four.

SECTION 14. That this charter shall continue in force for a ^{Limitation.} period of twenty years; but the legislature reserves the right ^{Reservation.} to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided however,* That no injustice be done to the corporators.

SECTION 15. The stockholders shall be individually liable in ^{Individual liability.} double the amount of capital stock held by them.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 313.

A Further Supplement

To an act, entitled "An Act to incorporate the Union Passenger Railway Company of Philadelphia," approved April eighth, Anno Domini eighteen hundred and sixty-four, authorizing the said company to declare dividends quarterly, and to lay additional tracks of railway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That dividends of so much of the profits of the said railway company, as shall appear to be advisable to the directors, ^{Dividends to be declared semi-annually or quarterly.} shall be declared semi-annually, or quarterly, in each and every year, as the said directors shall see fit.

SECTION 2. That the said company are hereby authorized ^{May lay additional track.} to extend their track along Jefferson street, from Seventh street to Thirty-third street, and along Seventh street from

Oxford street to Columbia avenue, and also to lay a double track on Market street, from Ninth street to Front street, under and subject to all the restrictions, and with all the privileges and immunities mentioned and contained in the act incorporating the said Union Passenger Railway Company, and the several supplements thereto.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 314.

An Act

Providing for the election of the town council of the borough of Marietta, Lancaster county, authorizing them to borrow money, issue bonds, and for other purposes.

Preamble.

WHEREAS, For the purpose of paying present indebtedness incurred for bounty and borough purposes, for the opening, grading, macadamizing, or otherwise improving the streets, crossings and alleys, building markets, or making such other permanent public improvements as the needs of the borough of Marietta, Pennsylvania, may from time to time require, further legislation is necessary; therefore,

Council authorized to borrow money.

Proviso.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Marietta, Lancaster county, be and are hereby authorized and empowered to borrow, on the credit and faith of said borough, any sum or sums of money, not exceeding the sum of fifty thousand dollars: *Provided,* That not more than thirty thousand dollars of said sum shall be borrowed, and bonds or certificates, as hereinafter provided, issued therefor, unless and until a majority of the owners of real estate in said borough shall, in writing, petition the said town council to contract further indebtedness, and issue bonds therefor; upon the presentation and filing of said petition, the said council may borrow additional sums of money, and issue bonds or certificates therefor, not exceeding in the aggregate of indebtedness the sum of fifty thousand dollars.

May authorize issuing of bonds or certificates to persons loaning money.

SECTION 2. The said town council may authorize the issuing and delivering to any person or persons, or corporations, loaning the said borough any sum or sums of money, bonds

with coupons attached, or certificates of indebtedness of such denominations or amounts, not less than fifty dollars, as by them may be deemed expedient, bearing interest at a rate of not exceeding six per centum per annum, payable semi-annually, and the said principal payable at the option of said council, at any time within twenty years from the date thereof; upon notice to the holders of any of said bonds or certificates in person, or by public advertisement, that the bonds or certificates so held, or by designated numbers, shall be presented to the treasurer of said borough for redemption at a time, in said notice to be stated, after the expiration of the time stated in said notice or advertisement, interest on said bonds or certificates shall cease and be no longer payable; the said bonds and certificates shall be issued under the corporate seal of said borough, signed by the burgess and president of the council, and attested by the town clerk, and duly numbered and registered in a book to be kept for that purpose; which register shall plainly show the number of said bond or certificate, with the amount for which issued, date of issue, and to whom issued.

SECTION 3. That the present indebtedness of said borough of Marietta, created for the paying of bounties, and for borough purposes heretofore created, may be consolidated by exchanging the bond or certificates authorized by this act, for the evidences of indebtedness of said borough now issued by and with the consent of the holders thereof, or by calling in and paying the same by proceeds of the loan authorized by this act; and for the purpose of paying interest, and the redemption of the bonds and certificates which may be issued under this act, the said town council may lay such tax as may be necessary for such purpose, not exceeding in any one year one and one-half per centum of the assessed value of the real and personal property in said borough assessed for the levy of county taxes.

Present borough indebtedness may be consolidated.

Council may levy tax to pay interest on and redeem bonds

SECTION 4. That the town council of said borough may, by ordinance, provide for the regulation of the grading of the streets and pavements, alleys, the construction of the crossings, gutters and pavements of said borough, and shall designate the width of pavements, depths and grade of gutters, the material of which the pavements, curbing and gutters shall be made, with the manner of laying and constructing the same; whenever in the judgment of said council, or any designated committee, or number of the same, to whom shall be committed the care and direction of the work to be done upon the streets, alleys, crossings and pavements, the construction and repair of pavements, curbing and gutters along any private property lying on any of said streets or alleys, may be necessary, a notice, designating the work to be done, shall be served upon the owner or owners of said property, or upon the tenant or tenants, by said council committee, or designated officer, requiring the work in said notice designated to be done within a time therein named, which time shall not be less than twenty days from the date of said notice; and if upon the expiration of the time named in said notice, the said construction or repairs are not made, the

May provide for grading of streets, construction of gutters, &c.

Property owners or tenants to be notified to perform work.

Upon neglect, council to have same done and present account

How account collected in default of payment.

How notices to be served.

Number and election of councilmen.

Classification of councilmen elect.

How vacancies to be filled.

Burgess to preside at meetings of council.

When to vote.

When absent, member of council to preside.

Repeal.

Manner of voting.

burgess of said borough shall cause the said work to be done, and shall present an account for the material, labor and superintendence expended in doing said work, to be presented to the owner of said property, and payment within ten days thereafter demanded; if at the expiration of the ten days payment is not made, the amount of said account shall be collected as borough taxes are now collected by law.

SECTION 5. In all cases when any person is entitled to notice under this act, the said notice shall be served personally, or by leaving a copy at his dwelling house, if resident within said borough, or on his agent, attorney, or tenant, if residing elsewhere, and if such person have no known agent, attorney, or tenant, then by posting such notice on the premises.

SECTION 6. That from and after the passage of this act the number of councilmen of said borough shall consist of six citizens, who are freeholders and qualified as now required by law, who shall be elected on one ticket at the annual borough election ensuing next after the passage of this act, in the manner now provided by law for said borough elections; at the first meeting of the council so elected, the said council shall divide themselves by lot or otherwise into three classes; the term of office of the first class shall expire in one year from the said election, the term of office of the second class in two years thereafter, and the term of office of the third class in three years thereafter, so that at each annual election after the first subsequent to the passage of this act, two members of council shall be elected annually, whose terms of office shall continue for three years; in case of vacancy created by death, removal, resignation or otherwise, of any councilman, the vacancy shall be filled by the remaining councilmen, by the appointment of some qualified citizen, who shall serve until the ensuing annual election, when a duly qualified citizen shall be elected for the unexpired term of the councilman causing the vacancy; the burgess shall preside at all meetings of the council, and in case of a tie vote in said council on any question, shall have the casting vote, but unless in case of a tie vote, the burgess shall have no vote; in case of the absence of the burgess from the meeting of the council from any cause, the council shall designate some one of their number to preside *pro tempore*; such person so presiding temporarily shall only have a casting vote in case of a tie vote in the council; a majority of the council shall be a quorum.

SECTION 7. All laws or parts of laws inconsistent with this act are hereby repealed: *Provided*, That the manner of voting in said borough shall be according to the provisions of an act for the further regulation of boroughs, approved June second, eighteen hundred and seventy-one.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 315.

An Act

To incorporate the Wayne County Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That W. M. Nelson, C. P. Waller, Henry K. Nichols, Stanley Corporators.

R. Hine, Williams Martin, George F. Bentley, F. M. Wheeler,

N. F. Underwood, R. Manville, G. G. Waller, Ira Nichols,

Daniel La Bar, W. R. Stone, E. M. Atwater, Arad Lakin, W.

H. Stone, D. O. Jones, N. A. Monroe, C. C. Jadwin, G. F.

Wilbur, J. E. Woodmansec, F. A. Beamish and J. W. Thrall,

or any seven of them, and those who may associate with them

as stockholders, be and they are hereby incorporated and con-

stituted a body politic and corporate, by the name, style and

title of the Wayne County Railroad Company, with perpetual

succession, and all other franchises of a corporation, with all

the rights, powers and privileges, and subject to all the re-

strictions and conditions conferred or imposed by an act to

regulate railroad companies, approved the nineteenth day of

February, Anno Domini one thousand eight hundred and

forty-nine, and all its several supplements, so far as the same

are not altered or supplied by this act; and said company

shall also be entitled to all the rights, powers and privileges

of any and all general laws of this commonwealth relating to

railroad companies.

SECTION 2. The said company is hereby authorized to con-

struct a railroad with one or more tracks, of such gauge as

the president and directors determine, by such route as they

may select, from the Delaware river, in the line of the state of

New York, at any point between Hale's Eddy and Stockport,

on said river, in Wayne county, *via*. Brierdale Summit, to or

near the city of Carbondale, in the county of Luzerne, with

power to construct branch or branches to connect with any

other railroad in Wayne, Susquehanna and Luzerne counties,

and the counties of Delaware and Broome, in the state of

New York, and may consolidate with, lease or be leased to,

from or by any railroad company incorporated, or to be in-

corporated under authority of this or New York state, either

before or after the commencement or completion of the roads

of any of the contracting corporations.

SECTION 3. The capital stock of said company shall be one

hundred thousand dollars, divided into shares of one hundred

dollars each, with privilege of increasing the same, by the

action of the president and directors at any time, and from

time to time, to such amount as they may deem requisite to

carry into effect the full intents and purposes of this act; and

the original capital stock authorized by this act may be taken

by the parties aforesaid, at any time, without previous notice;

and when ten per centum thereof shall have been subscribed,

Title.

Powers, privi-
leges, &c.Authorized to
construct rail-
road.

Branches.

May consoli-
date with other
companies, &c.

Capital stock.

Election for president and directors.

Letters patent.

May erect telegraph wires, buildings, &c.

To designate boundaries, and make survey of lands entered upon.

Proceedings in cases of disagreement as to damages.

May borrow money and issue bonds.

Number of directors.

May use portions of road when completed.

May accept lands in payment of subscriptions to stock.

Subject to.

and five per centum of such subscription paid in, an election for president and seven directors may be held at such time and place as may be agreed upon by a majority of the subscribers, notice having been waived or accepted by them at least ten days before such election; and upon such election being had, the organization of said corporation shall be complete, and upon a certificate of the election and organization by the president of the company to the governor of the commonwealth, he shall issue letters patent to said company.

SECTION 4. The said company is hereby authorized to project and construct tracks, sidings, turnouts, depots, water stations, engine houses, shops, offices, telegraph wires and all buildings necessary and convenient for the business of said company; and whenever said company shall enter upon lands for the purpose aforesaid, they may stake off and designate the boundaries of the same, and make an accurate survey and draft thereof, upon which shall be based all legal proceedings for the adjustment or recovery of damages.

SECTION 5. That in all cases when the said company and the owners of land and materials cannot agree upon the amount of damages claimed, either for land or materials, the company may tender a bond with sufficient security to the party claiming damages, conditioned for the payment of such damages as the party shall be entitled to receive, after the same shall have been agreed upon by the parties or assessed according to law; and if the party claiming damages decline or refuse to accept such bond or bonds, the said company may present such bond or bonds to the court of common pleas of the county where the land or materials lie, or to any one of the judges thereof; and if the said court or judge approve the security, they shall direct the bond or bonds to be filed in the prothonotary's office of said court for the benefit of those interested; whereupon the company may enter upon or take possession of such land or materials.

SECTION 6. That said company shall have authority to borrow money and to issue bonds with or without coupons, secured by mortgage or mortgages upon the franchises and property of the company, at such rate and upon such terms as the president and directors may determine and fix; the number of directors of said company shall be seven.

SECTION 7. That whenever said company shall complete any portion of said railroad it may be used and enjoyed as fully and effectually as if the whole was completed; and in taking subscriptions to the capital stock of the company, the president and directors may accept lands as may be agreed upon by them and the owners, in payment of subscriptions; and said company may hold, sell and convey lands necessary and convenient for the business of said company, and a deed executed by the president and secretary or treasurer of the company, under the corporate seal, shall be good and sufficient to convey lands.

SECTION 8. That the said company shall be subject to all the provisions and restrictions of the act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the several

supplements thereto, except so far as the same are not altered or supplied by this act.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 316.

A Supplement

To an act, entitled "An Act to authorize the councils of the city of Philadelphia to revise and change the grades of the streets of the Fifteenth ward of the city of Philadelphia, lying and being between Brown and Poplar streets, and between Twenty-fourth street and Twenty-eighth street," approved the fourteenth day of June, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all damages accruing to property by reason of the revision and change of grades as authorized by said act, so far as relates to the Fifteenth ward, shall be duly assessed and paid for in the same manner as damages for the opening of streets in the city of Philadelphia.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 317.

An Act

Relative to the election of road supervisors in the township of Lower Saint Clair, in the county of Allegheny.

Election of supervisor.

Repeal.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the qualified electors of Lower Saint Clair township, in the county of Allegheny, shall elect but one person to serve as road supervisor.

SECTION 2. All acts or parts of acts inconsistent herewith, be and the same are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 318.

A Further Supplement

To an act to incorporate the Union Gold and Silver Mining Company, approved March twenty-third, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of the Union Gold and Silver Mining Company be and the same is hereby changed to that of the Golden Bronze and Hardware Company, and that the company be authorized to manufacture and sell any articles made from any ores or metals smelted or produced by said company, and that the ownership of fifty shares of stock shall be a sufficient qualification for an election as a director.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 319.

An Act

Authorizing the executor of Daniel Focht, late of Lebanon county, deceased, to make certain investments, et cetera.

WHEREAS, Daniel Focht, late of the borough of Lebanon, county of Lebanon, Pennsylvania, deceased, by his last will and testament, probated the twenty-fourth day of August, Anno Domini one thousand eight hundred and seventy-one, did, among other things, authorize Jacob Weidle, his duly appointed executor, to invest certain moneys in bonds of the government of the United States for the use of his widow, Elizabeth Focht, and his three sons, William Focht, John Focht and Conrad Focht: Preamble.

And whereas, It is the wish of the said widow and three sons that the money directed to be invested by the executor as aforesaid, shall be converted into real estate, or in such other good securities, or both, as the executor may deem most advantageous for the same purposes and uses as designated in said last will and testament.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob Weidle, executor of the last will and testament of Daniel Focht, deceased, be and he is hereby authorized and empowered to convert the money bequeathed to Elizabeth Focht, widow of said testator, into such other bonds, if deemed necessary, for the same use and purpose as in said last will directed. Executor may convert money bequeathed widow into other bonds.

SECTION 2. The said executor is further authorized and empowered to convert the money bequeathed to William Focht, John Focht and Conrad Focht, sons of the said Daniel Focht, deceased, into such other bonds and securities, or real estate, for the same use and purpose as he may deem proper and advantageous, as in said last will directed: *Provided*, That before any application of the money, directed to be invested in the bonds of the government of the United States, be invested in other bonds, or the purchase of real estate, each of the sons of the deceased, for whose use the same is directed to be invested during life, shall sign an authority, in writing, for the executor to make such investment or purchase, and the same shall also be approved by the orphans' court of Lebanon county, which shall direct the form of deeds to be taken so as to secure those entitled to the present interest and in remainder under the will. May convert money bequeathed sons into other bonds, &c. Proviso.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 320.

An Act

To repeal an act, entitled "An Act for the further regulation of boroughs," approved the second day of June, Anno Domini one thousand eight hundred and seventy-one, so far as the same relates to the borough of Carlisle, Cumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly, entitled "An Act for the further regulation of boroughs," approved the second day of June, Anno Domini one thousand eight hundred and seventy-one, be and the same is hereby repealed, so far as the same relates to the borough of Carlisle, Cumberland county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 321.

An Act

Authorizing the city of Oil City to provide water works and gas works, and to borrow money

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purposes of introducing into the said city a sufficient supply of fresh and pure water, and of supplying said city with gas light, the corporate authorities of said city are hereby authorized to purchase and hold, in the name of said city, in fee simple, or for any less estate, any water power or water powers in, near or convenient to said city, or any lands, tenements or hereditaments, to which any water power or water powers may be appurtenant, or all such lands, tenements hereditaments and estate, real and personal, as shall be necessary to them in the erection and construction of water and

Corporate authorities may purchase water powers, &c.

gas works, and the same to hold and enjoy, with full power to grant, bargain, sell, alien, convey, mortgage, pledge, charge, encumber, demise and dispose of the same at their will and pleasure; and also to take, occupy and enjoy any stream or streams of water in or near said city, that they may deem necessary to carry out the objects and purposes of this act, or any lands to which such stream or streams of water may be appurtenant, and all such lands, tenements, hereditaments and estate, real and personal, as shall be necessary to them in the erection and construction of water and gas works, with full power to hold the same for the purposes above mentioned, they doing as little damage as possible, and making compensation to their owner or owners thereof, in the manner hereinafter provided for.

May take possession of streams, lands, &c.

SECTION 2. That the said corporate authorities of said city shall have full power and authority to provide, erect, construct and maintain all works and machinery necessary or proper for introducing into said city a supply of fresh and pure water, and for supplying said city with gas light, and to provide, erect construct and maintain all proper buildings, dams, conduits, trenches, pipes, drains, machinery, cisterns, furnaces, holders and reservoirs, and all things necessary or proper to the full and entire completion of the same; and for those purposes they are hereby authorized and empowered by themselves, their agents, artisans, engineers and workmen, with their tools, instruments, carts, wagons and other carriages, and beasts of burden or draft, from time to time, and at all times hereafter, to enter into and upon such lands or enclosures, streets, lanes, alleys, roads or highways, as it may be necessary to hold, occupy or use, avoiding unnecessary injury or obstruction to said streets, lanes, alleys, roads or highways, and doing as little damage as possible to private property, and making compensation to the owner or owners thereof in the manner hereinafter provided for.

Authorized to erect works.

May enter enclosures, streets, &c.

SECTION 3. That the said corporate authorities of the said city, their superintendents, engineers, workmen and laborers, with their tools, instruments, carts, wagons and other carriages and beasts of burden and draught, may enter into and upon lands contiguous to the dam or dams, works, cisterns, furnaces, holders and reservoirs, which they may erect or the route upon which they may lay their pipes, and from thence take and carry away any stone, earth, sand or gravel, or any other material necessary to the construction, maintenance or repair of said dam or dams, works, cisterns, furnaces, holders and reservoirs, or to the proper laying down, maintenance or repair of said pipes, doing as little damage as possible to private property, and making compensation to the owners thereof in the manner hereinafter provided for.

May enter upon lands contiguous to works and take materials.

SECTION 4. That in case the parties cannot agree upon the compensation to be made to the owner or owners of such water power, land or enclosures required for the use of said works, or for materials taken, damages sustained, or to be sustained in the construction, maintenance and use of said works, it shall and may be lawful for the parties to appoint, or in case the parties cannot agree, then, on application by

Proceedings in cases of disagreement as to damages.

the party complaining, the court of common pleas of Venango county shall appoint three disinterested and suitable persons to ascertain and report, on oath or affirmation to said court, what damages, if any, have or will be done by said corporation; which report having been returned and confirmed by said court, judgment shall be entered thereon, and execution may issue in case of non-payment of the sum awarded, with such reasonable costs as may be allowed by the court: *Provided*, That either party may appeal from such award to the court within twenty days after the same shall have been filed in the office of the prothonotary of the said county, whether the said report was made by persons agreed upon by the parties, or appointed by the court, upon which appeal such proceedings shall be had as in other cases of damages: *Provided further*, That it shall be lawful for the said corporate authorities of said city to enter at once into possession and use of such water powers, lands or enclosures, upon giving or tendering to the claimant or claimants their bond or bonds in such amount, and with such security, as may be approved by one of the judges of the court of common pleas of said county, conditioned for the payment of such sum as the said claimant or claimants shall be entitled to receive after assessment made as aforesaid.

May take immediate possession of lands, &c., upon tendering bonds to claimants.

May pass ordinances relative to conveyance of water and gas, fix hydrants, &c.

SECTION 5. That the said corporate authorities, in council assembled, shall have full power and authority to pass, enact and ordain all laws and ordinances necessary to enable them to convey the said water and gas through the city in all directions, and to fix hydrants, fire-plugs, stops, drips and street lamps wheresoever they may deem proper, and to fix and determine from time to time the rates of prices to be fixed by the citizens and others for the use of said water and gas, and to protect the said water and gas works, cisterns, reservoirs, dams, pipes, plugs, drips, street lamps and hydrants from damage, obstruction or destruction, and to prevent the opening of any water or gas main or pipe without authority from the proper officer, or the letting on of water when the same shall have been stopped by order of the authorities or proper officer for repairs, or any other cause or purpose, or the putting up of any hydrant or pipe, and introducing into it water or gas without authority as aforesaid, and provide for the enforcement of such ordinance or ordinances, by inflicting such fines, penalties and forfeitures upon those violating or offending them as they may deem proper, and generally to do all things requisite and necessary for carrying this act into full and perfect effect.

May borrow money and issue bonds.

SECTION 6. That the said corporate authorities are hereby authorized for the purpose of carrying into effect the provisions of this act, to borrow in the name and upon the faith, credit and responsibility of said city, such sum or sums of money not exceeding in the whole one hundred thousand dollars, as they may deem necessary for the said purposes, and to issue bonds or certificates of indebtedness in the name of the city of Oil City, under the corporate seal, attested by the signatures of the mayor and controller thereof, to the purchaser or purchasers of said loan, in such sums as the city authorities

may see proper, and bearing such rate of interest not exceeding ten per centum per annum as may be agreed upon; and also to borrow money as aforesaid, for the purpose of redeeming and paying off said loan, and shall have all power necessary for levying, assessing and collecting a tax upon all property, trades and professions in said city, for the purpose of redeeming and paying off the same: *Provided*, That such loan shall be exempt from county and municipal taxation.

May borrow money to redeem loan, and levy tax.

Loan exempt from local taxation.

SECTION 7. That all money received or realized from the sale of bonds issued in pursuance of the provisions of this act, and from all water rents, income or profit from the water and gas works, all taxes levied and collected for the purpose of paying off said bonds, and all receipts of money, levied and collected under the provisions of the eleventh section of this act, shall be kept apart from the other money belonging to the corporation, and shall be designated the water and gas fund, and shall be expended only in the construction, maintenance and repair of said works, the payment of the interest of said bonds, or in the redemption and payment of the said bonds.

Moneys realized from sale of bonds, water rents, &c., to be kept separate.

How to be expended.

SECTION 8. That the council of the said city of Oil City shall annually appropriate out of the water and gas fund, a fund sufficient to pay the interest accrued or to accrue during the year, upon all outstanding bonds, and a further sum of not less than three per cent. of all bonds which may have been issued in pursuance of this act, to be set apart as a sinking fund for the extinguishment of said indebtedness.

Council to appropriate money to pay interest on bonds, &c.

SECTION 9. That the controller of the said city, shall, in the month of November, in each year, give public notice for at least ten days by advertisement in the paper authorized to do the city printing, of the amount of money in the sinking fund herein provided, and that he will, on the first day of December following, pay such bonds issued under this act as may be presented in the order of their presentation; if the number of bonds presented should not be sufficient to exhaust the said fund, the balance may be estimated in the revenue for the next ensuing year, or invested in such manner as council may by ordinance direct.

Controller to give notice of money in sinking fund and time for redeeming bonds.

SECTION 10. That if any person wilfully or maliciously do, or cause to be done, any act or acts whatever, whereby any building, construction, reservoir, furnace holder, or works of the said corporation, or water therein, or water power, or matter or thing pertaining to the same, shall be destroyed, injured, contaminated, stopped or obstructed, the person or persons so offending shall be guilty of a misdemeanor, and may be therefor indicted in the court of quarter sessions in said county, and on conviction thereof shall be punished by fine not exceeding five hundred dollars, to be paid into the water and gas fund of said city, or be imprisoned not exceeding one year or both, at the discretion of the court: *Provided*, That such criminal prosecution shall not in any way impair the right of said corporation to a full compensation in damages by civil suit.

Penalty for injuring buildings, corrupting waters, &c.

SECTION 11. That the corporate authorities of said city shall have power to levy and collect from the owners of property bounding or abutting upon any street in, or through

Authorities may levy and collect sums from property owners.

How assessments to be collected.

Proviso.

Repeal.

which water pipes may be laid in pursuance of this act, such sum per lineal foot of water pipe so laid, as shall be fixed by council by ordinance, and all further and extra charge and for street intersections, shall be paid out of the water and gas fund; and the said assessments shall be collected in all respects as assessments for the grading of streets in said city, and there shall be the same lien and remedy for the enforcement of the payment thereof: *Provided*, That the assessment levied and collected under the provisions of this section, shall in no case exceed the sum of one dollar per foot of frontage of property abutting upon such street.

SECTION 12. That all acts or parts of acts inconsistent with the provisions of this act are hereby repealed and revoked.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 322.

A Supplement

To an act, entitled "An Act to incorporate the Tionesta Bridge Company," approved the seventeenth day of March, Anno Domini one thousand eight hundred and seventy, to change the place, corporations, and extend time.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That John A. Deal, George S. Hunter, W. F. Hunter, J. G. Dale, D. S. Knox, M. W. Tate and H. H. May are hereby appointed commissioners, and a majority of whom are hereby authorized to open books, receive subscriptions, and organize said company, to change the place for building said bridge, from Walnut street, to a point at or near the upper ferry posts; and it is further enacted, that the time for carrying out the provisions of said act be extended for one year; and all parts of said act inconsistent with the provisions of this supplement are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 323.

An Act

To incorporate the Co-operative Mercantile Company of Brownsville,
Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James M. Abrams, Seaborn Crawford, Alfred M. Swearer, George W. Wilkenson, Milton Woodward, James A. Hill, James M. Hutchison, Joseph Farquhar, Thomas Cock, James A. Swearer, and their associates, be and are hereby created a body politic, by the name, style and title of the Co-operative Mercantile Company of the borough of Brownsville, county of Fayette, and by such name shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of holding in its corporate name such real estate as may be necessary to enable said company to carry out the true meaning and intent of this act.

Corporators.

Title.

Privileges.

SECTION 2. That the object of said company shall be entirely co-operative in its character; and no person shall be a stockholder thereof who is not a regular customer of the same in the purchase of such commodities as are kept by the said company for sale.

Object.

Stockholders.

SECTION 3. That the capital stock of said company shall not exceed fifty thousand dollars, to be divided into shares of fifty dollars each, for which certificates may be issued, which certificates may be transferable under such rules and regulations as said company may adopt.

Capital stock.

Certificates.

SECTION 4. That the capital stock of said company shall be used and employed only for the mutual and equitable advantage of all its members, under such regulations as may be prescribed in its constitution and by-laws, by the purchase and sale to them, or others, of all kinds of merchandise and articles, (excepting intoxicating liquors,) as may be used and necessary by said members and others for their consumption or use.

Employment of capital stock.

SECTION 5. That the government of said company shall be entrusted to nine directors, who shall be members of the same, and who shall be elected by the stockholders thereof, under such regulations as may be prescribed in its constitution; said directors shall elect one of their number president of said company, and shall also provide for the election of a secretary, and such other officers and employees as shall be necessary to carry on successfully the business of said company; they shall provide suitable laws and regulations for the general management of said company's business: *Provided*, Such by-laws are not in violation of the laws of this commonwealth.

Directors.

Other officers and employees.

By-laws.

Place of business.

Bonus and tax on dividends.

SECTION 6. That the place of business of said company shall be in the borough of Brownsville, in Fayette county.

SECTION 7. That the said company shall pay a bonus to the state of one-half of one per centum on their capital stock as paid in, payable in four equal annual instalments, the first payment to be made one year from the passage of this act, and shall also pay such tax on dividends as may be required by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 324.

A Supplement

To an act authorizing the school directors of the borough of Butler to sell certain lands in said borough, approved the sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

*sales to be subject to approval of court.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all sales that have been or may hereafter be made in pursuance of said act, shall be subject to the approval of the court of common pleas of Butler county.

Notice of hearing to be given.

SECTION 2. That notice of the day of hearing shall be given to the commissioners of Butler county, and to all owners of real estate included within the original boundaries of said borough who do not voluntarily appear; said notice to be given as provided in the third section of the act, approved April eighteen, Anno Domini one thousand eight hundred and fifty-three, entitled "An Act relating to the sale and conveyance of real estate."

Appeals to supreme court authorized.

SECTION 3. That appeals may be taken to the supreme court from any decrees of said court of common pleas made under this act as provided in equity cases: *Provided*, Such appeals are taken within twenty days after the making of such decrees.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 325.

An Act

To annul the marriage contract between John S. Waterman and Eliza R. Waterman, his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract between John S. Waterman and Eliza R. Waterman, his wife, be and the same is hereby annulled and made void, to all intents and purposes, and the said parties are hereby released and set free, and discharged from said contract and the duties and obligations thereunder, as fully, effectually and absolutely, as if said marriage contract had never been made.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 326.

An Act

To incorporate the Hazleton Gas Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Calvin Pardee, R. F. Russel, W. A. M. Grier, Sylvester Engle, John Bond, James James, and their associates and successors be and they are hereby made and constituted a body politic and corporate, by the name and style of the Hazleton Gas Company, and by the said name they and their successors shall and may have perpetual succession, and shall be in law, capable of suing and being sued, pleading and being impleaded in all courts of law or equity within this commonwealth and elsewhere, and also of contracting and being contracted with, relative to the business and objects of said corporation as hereinafter declared; and they and their successors may have a

Corporators.

Name.

Powers and privileges.

common seal, and may change and alter the same at pleasure, and shall have power to lease or purchase and hold in fee simple or otherwise, such real estate as may be deemed necessary by its board of directors, for carrying on the business of said corporation, and in their corporate name to make and execute obligations for the liabilities created in the transaction of said business of the said corporation.

Authorized to supply gas and erect works.

Right to enter upon streets, enclosures, &c., to lay pipes.

Right to take and convey water from streams

Damages.

Capital stock.

Certificates.

Failure to pay instalments, relative to.

SECTION 2. That said corporation shall have authority to supply with gas light, the borough of Hazleton and its vicinity, and places adjacent thereto, in the county of Luzerne, and such persons, partnerships, public buildings and corporations therein as may desire the same, and also to make and erect within said borough, the necessary buildings, machinery and apparatus for manufacturing and distributing gas, with the right to purchase, store and prepare all necessary materials, and with the right to enter upon and dig ditches, and lay their pipes under, along or across any of the public streets, lanes, alleys or sidewalks of the said borough of Hazleton, and to dig ditches and lay their pipes along, under or across any stream, water-courses, railroads, or under, along or across the property of any other company or corporation, and the right to enter into, or upon any lands or enclosures, for the purpose of digging trenches, laying pipes and distributing gas wherever the officers of the company may deem it necessary, either for the purpose of laying down pipes, or altering, inspecting and repairing the same, and also the right to take and convey the water that may be necessary to the manufactory and retention of gas, from any stream or other water-course that may be most convenient, doing as little damage as possible to private property, which said damage, if any, when the parties cannot agree, shall be assessed by three disinterested men, on oath, to be appointed by the court of common pleas of Luzerne county, on the application of either party: *Provided*, That either party shall have the right to appeal to the said court of common pleas, within thirty days after the said assessment shall have been filed in the same.

SECTION 3. That the capital stock of said corporation shall be twenty thousand dollars, to be divided into shares of fifty dollars each, and may be increased from time to time by the board of directors, when a majority of the votes of stockholders, (each share being entitled to one vote,) shall authorize the same not to exceed fifty thousand dollars, for all of which stock certificates shall be issued, signed by the president, countersigned by the treasurer, and sealed with the common seal of the corporation, which certificates shall be transferable at pleasure, by the owners thereof, or by attorney duly authorized for that purpose, upon the books of the company.

SECTION 4. That if any subscriber to the capital stock of this corporation shall refuse or neglect to pay any instalments called for by the said company at the time and place appointed, and the same shall remain unpaid for thirty days, he shall, in addition to the instalment called in, pay interest thereon during such delay at the rate of two (2) per centum per month, and the company may sue for and recover the said instalment and interest, or forfeit the amount already paid in

by the subscriber, as may be deemed best by the board of directors.

SECTION 5. That the directors of this company are hereby authorized and empowered, should the same be deemed necessary, to borrow any sum or sums of money in their corporate capacity, not exceeding twelve thousand dollars, for the purpose of aiding them in the construction of their works, at a rate of interest not exceeding eight per centum per annum, and to issue bonds therefor, either with or without interest coupons attached, and secure the payment of the same by a mortgage upon the real estate, franchises, property and effects of said corporation, or give such other evidences of indebtedness as may be agreed upon; and the said directors shall provide for the payment of the interest, upon any loan made under this section, out of the receipts for gas before any dividends shall be paid to the stockholders.

Directors authorized to borrow money and issue bonds.

SECTION 6. That any three or more of the corporators named in this act, shall have power to meet and open books for subscription to the capital stock of the said company, at such time and place as they may be requested by a written notice, given by two of the said corporators; and when two-thirds or more of the capital stock of said company shall have been subscribed, the said corporators, who have acted, shall give notice to the subscribers to the capital stock of said company, either in writing or by two publications in one of the weekly newspapers published in the borough of Hazleton, of a time and place of the meeting for the said subscribers, for the purpose of electing a board of directors to manage the affairs of said company; at which time and place they shall proceed to elect a board of five directors, who shall manage the affairs of the company until the first Monday of May, Anno Domini one thousand eight hundred and seventy-two, and until their successors are duly elected, which shall be annually on the first Monday of May of each succeeding year; and said directors shall have power and shall elect from the five of their number, for the same term, a president and secretary and a treasurer of said company; the manner of selecting which said officers shall be prescribed in the by-laws of said corporation; and at all elections by stockholders, either for directors of said company, or for other purposes, each stockholder shall be entitled to cast one vote for each share of stock *bona fide* held by him, her or them, either as trustees, executors or administrators, at the time of holding said election.

Subscriptions to stock.

Election of directors.

Officers.

Votes.

SECTION 7. That the board of directors of said company shall have power to make by-laws, not inconsistent with the laws of said commonwealth, and to do all such acts and things for the proper regulation and government of the corporation as they may deem necessary; that a majority of the said board of directors shall constitute a quorum; that they shall keep minutes of their transactions fairly entered in a book, and a quorum being formed, they shall have full power and authority to purchase lands, and all materials, for the location and erection of said gas works, and shall have power to erect and manage the same, to appoint all officers and employees, and

Powers and duties of directors.

such assistants as shall be necessary to carry out the objects of the corporation, to fix all salaries of officers and employees, to fix the rates for use of gas, and declare dividends of so much of the net profits of the corporation as shall appear to them advisable, at such times as they may deem expedient.

Penalty for opening communication with pipes, turning on gas, &c., without authority.

SECTION 8. That if any person or persons shall open a communication into the gas main or other gas pipes or pipe of said company, without authority from the proper officer thereof, or shall let on the gas after it has been stopped by order of the company or its authorized agent, or use any gas without drawing it through the meters put up for the purpose of measuring the same, or shall put up any pipes or burners without having the same inspected and approved by the proper officer of the corporation, at proper times and under proper circumstances, to inspect the pipes, meters, burners, et cetera, put up in any building, he, she or they so offending, shall be subject to a penalty of not less than five, nor more than fifty dollars, to be recovered as debts of like amount are recoverable, one-half to be paid to the informer, and the other half to the company.

Penalty for injuring works, &c.

SECTION 9. That if any person shall wilfully or maliciously do, or cause to be done any act or acts whatever, whereby any building, construction or works of said company, or any gas pipes or pipe, gas post, reflector, or any matter or thing appertaining to the same, shall be stopped, obstructed, injured or destroyed, the person or persons so offending shall be held guilty of a misdemeanor, and may be thereof indicted in the court of quarter sessions, and on conviction thereof, shall be punished by fine not exceeding five hundred dollars, or be imprisoned not exceeding one year or both, in the discretion of the court: *Provided*, That such criminal prosecution shall not, in any way, impair the right of said company to a full compensation in damages by civil suit.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 327.

An Act

Relating to elections and election officers in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the officers of election to be appointed by the board of aldermen of the city of Philadelphia, under the provisions of section twenty-four (24) of the act, entitled "An Act further supplemental to the act relative to the elections of this Commonwealth," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine, (1869,) shall be appointed in the following manner, to wit: The judge and one inspector, and one return inspector, required by the said section, to be selected from the political party which polled the majority of legal votes in the election division for which they are to be appointed at the next preceding general election, shall be chosen by that portion of the board of aldermen representing said political party; and one inspector, and one return inspector, required by the said section to be selected from the political party which polled the next highest number of votes in the said division, at the said election, shall be chosen by that portion of the board of aldermen representing the said last named political party.

How election officers to be appointed.

SECTION 2. That it shall be lawful for the court of common pleas of the county of Philadelphia, upon the petition and personal application of any citizen whose name has been erased from the registry list of any election division of said city, to examine such citizen touching his right to vote at the election next ensuing, and if the said court shall be of opinion that said applicant is qualified to vote, the said court may order the name of said applicant to be restored to said registry list: *Provided*, That said applicant shall give twenty-four hours' notice to the canvassers of said division, of his intended application, and no such action shall be taken by said court within three days immediately preceding said election.

Restoration of names erased from list, relative to.

SECTION 3. That at all special elections held in the city of Philadelphia, the city commissioners of said city shall furnish to the election officers of each election division a certified copy of the registry list of said division, as used at the general election immediately preceding said special election; and no person whose name is not on said registry list shall be allowed to vote in said division, unless he make proof to the satisfaction of the officers of said election that he is constitutionally qualified to vote in said division, and make proof by two qualified voters of said division that he has resided therein for ten days immediately preceding said election; and the persons making said proof shall take and subscribe an affidavit of said fact, which affidavit shall be placed with the ballots and sealed up and returned with them by the election officers of said division.

At special elections, commissioners to furnish copy of list used at last general election

What proof to be required of voters not on list.

SECTION 4. It shall be the duty of the inspector, who is designated by the judge to keep the registry list during any election held in the city of Philadelphia, to write in red ink the word "voted," on the registry list across the name of every person whose vote is received at said election, at the time of the reception of said vote; and any inspector who omits to perform this duty shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined in any sum not less than fifty dollars, and not exceeding five hundred dollars for each offence.

Duty of inspector keeping list on day of election.

Penalty for neglect.

Penalty for receiving votes of persons not on list.

SECTION 5. Any judge or inspector who shall receive the vote of any person, whose name is not on said registry list, except in the cases of a special election, as provided for in section three of this supplement, shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined in any sum not exceeding five hundred dollars, and undergo an imprisonment of not less than three months, and not exceeding one year for such offence.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 328.

A Further Supplement

To an act, entitled "An Act concerning streets and sewers in the city of Pittsburg."

Preamble.

WHEREAS, The acts relating to streets and sewers in the city of Pittsburg, requires certain notices to be given in proceedings for the opening, grading, paving and curbing of streets, et cetera, and construction of sewers and sidewalks in said city; and it is represented that in some instances said notices have not been properly given, and it is not deemed expedient that the cost of said improvements should fall upon the tax-payers of said city on account of mere informalities; now therefore,

Assessments not to be defeated for want of notice.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no assessment for the opening, widening, grading, paving and curbing of any avenue, street, lane or alley, or for the construction of any sewer or sidewalk in said city of Pittsburg, heretofore made, or which may hereafter be made, shall be defeated for want of any notice required by the several acts of assembly and ordinances relating thereto, or for any other informality or irregularity in said proceedings: *Provided,* That this act shall not be construed to prevent any defence showing want of authority in said city, or its officers to do said work, or any other matter or thing affecting the merits of the claim; and in any case in which any notice has not been given as required by law, said city shall not be authorized to collect any interest or cost which may have accrued before the owner shall have received actual notice of said proceedings.

Proviso.

City not to collect interest or cost accrued before notice given.

SECTION 2. Whenever any petition shall be presented to councils for the opening, grading, paving, or other improvement of any avenue, street, lane or alley in that portion of said city, in which a petition of a majority of the property owners is required to authorize said improvement, the same shall be accompanied by an affidavit of some credible person interested therein, setting forth that the names attached thereto are the genuine signatures of the persons represented, that they are owners of property on said street, or portion thereof, to be opened, graded, paved, or otherwise improved, and that the signers thereto own a majority of the property abutting thereon; upon presentation of said petition and affidavit, the councils shall be authorized to direct the improvement to be made as prayed for, and the fact that said petition was signed by a majority in interest of the owners of property on such avenue, street, lane or alley shall not be questioned in any subsequent proceedings had in accordance therewith.

Petition for street improvements to be accompanied by certain affidavit

Upon presentation of petition and affidavit, council may direct improvement to be made

SECTION 2. Any person who shall wilfully take a false oath in reference to any petition presented to councils as aforesaid, shall be guilty of perjury, and punished therefor as provided in and by the laws of this commonwealth.

Penalty for false swearing.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 323.

An Act

To authorize the state treasurer to refund certain collateral inheritance tax to the executor of the estate of John Shivelay, deceased.

WHEREAS, S. B. Wilson, executor of the last will and testament of John Shivelay, late of the borough of Beaver, in the county of Beaver, deceased, did on the sixteenth day of August, Anno Domini one thousand eight hundred and seventy, pay over to the register of wills, et cetera, for the said county of Beaver, the sum of two hundred and forty-two dollars and seventy-five cents as collateral inheritance tax upon said decedent's estate, under the belief that said estate was liable to said tax:

And whereas, The said estate, except the sum of two thousand dollars thereof, was not liable to the payment of the said tax; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and directed to refund to S. B. Wilson, executor of the last will and testament of John Shivelay, late of the borough of Beaver, in the county of Beaver, deceased, the sum of one hundred and forty-two dollars and seventy-four cents, erroneously paid by him as collateral inheritance tax upon said decedent's estate: *Provided however,* That before said money is paid by the state treasurer, the said S. B. Wilson shall produce satisfactory evidence to the auditor general that said sum was erroneously paid, and that said collateral inheritance tax was not due to the commonwealth: *Provided further,* That this act shall not be subject to the payment of any enrollment tax.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 330.

An Act

Authorizing the directors of the Fourth school district of the city of Scranton, to levy and collect an additional tax during the present school year.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the Fourth school district of the city of Scranton, in addition to the tax now levied according to law, shall have power to levy and collect an extra tax for school and building purposes during the present school year, not exceeding ten (10) mills on the dollar of the last adjusted assessed valuation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 331.

An Act

For the incorporation of a society for the prevention of cruelty to animals in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Thomas M. Howe, James H. Hopkins, Alexander Bradley, James Park, Jr., Charles J. Clark, John M. Tiernan, Thomas K. Cree, Dr. C. G. Hussey, Geo. B. Edwards, Rev. S. B. Reed, John H. Shoenberger, Rt. Rev. John B. Kerfoot, John Ricketson, Jos. Dilworth, Rt. Rev. Bishop Domenec, Jas. B. Lyon, Jas. P. Barr, Malcolm Hay and Thos. Marshall, and such other persons as may be associated with them in conformity to this act, and their successors, are hereby constituted and created a body politic and corporate in law, by the name of the Allegheny County Society for the prevention of cruelty to animals, and as such, they shall have and enjoy all the rights, franchises and powers of a corporation, including the right to sue and be sued, to use a common seal, to receive legacies and donations, and to hold real estate not exceeding in value the sum of fifty thousand dollars. Corporators.
Name.
Powers and privileges.

SECTION 2. The objects of the said society are to provide effective means for the prevention of cruelty to animals throughout the county of Allegheny, and for the enforcement of all laws heretofore or hereafter enacted for the protection of dumb animals; the said society is also empowered to erect and maintain fountains, tanks, troughs or other receptacles of fresh water, in eligible localities, for gratuitous distribution to the dumb creation, and to purchase, print, publish and circulate such tracts and books as are fitted to promote the objects of the society, and to appoint or employ such agents as the board of managers may from time to time deem necessary. Objects.
Authorized to erect fountains, publish books, &c.

SECTION 3. It shall be the duty of the corporators whose names are mentioned in the first section of this act, or any five of them, after due notice published in one or more newspapers printed in the city of Pittsburg, to meet together and to elect a president, ten vice presidents, a secretary, treasurer, and twenty persons who shall constitute a board of managers, in whom shall be vested the control and management of the affairs of said corporation; and the board of managers may appoint such other officers as may be necessary for the transaction of the business of the society. First election for officers.

SECTION 4. In the month of January, in every subsequent year, an election for officers and managers of the said society shall be held in the city of Pittsburg, at such time and place, and after such notice as the managers for the time being may deem proper, and the said managers and officers shall continue to act until their successors have been duly elected; at all such Subsequent elections.
Votes

elections, every person who shall have been elected by the board of managers a member of the society, and who shall, within one year, have paid the sum of five dollars to the treasurer thereof for the use of the society, shall be entitled to give one vote.

By-laws.

SECTION 5. The said society, for fixing the terms of admission of its members, for the government of the same, for electing its officers and members, and for the general regulation and management of its affairs, shall have power to form a code of by-laws, not inconsistent with the laws of this state or of the United States, which code, when formed and adopted at a regular meeting, shall, until modified or rescinded, be equally as binding as this act upon the society, its officers and members.

Police forces to assist in enforcement of laws.

SECTION 6. The police forces of the cities of Pittsburg and Allegheny, as well as of all other places in the state of Pennsylvania where police organizations exist, shall, as occasion may require, assist the society, its members or agents in the enforcement of all laws which are now or may hereafter be enacted for the protection of dumb animals.

Fines.

SECTION 7. All fines collected through the instrumentality of the society or of its agents for violations of the law, shall accrue to the benefits of the said society.

Offices.

SECTION 8. The principal office of the society shall be located in the city of Pittsburg, with full power on the part of the society, to establish and locate branches at any place or places within the boundaries of Allegheny county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 332.

An Act

To incorporate the Farmers' and Mechanics' Bank of East Birmingham, to be located in East Birmingham, Allegheny county.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James M'Master, August Ammon, M. D. Hays, Dominick Cunningham, C. J. Schultz, George Kuhlmon and Frank

T. Plunkett, and their associates, assigns, successors, and such other persons as shall become stockholders in the said bank, shall be and they are hereby created a body politic and corporate, by the name and style of the Farmers' and Mechanics' Bank of East Birmingham, to be located in East Birmingham, Allegheny county, and by that name shall have perpetual succession, and may sue and be sued, plead and be impleaded, defend and be defended, and by that name are hereby made able and capable to have, purchase, receive, possess, enjoy and retain to them and their successors, such real estate as may be necessary for the transaction of their business, together with such as may be held by said bank as security for debts or in satisfaction thereof, and the same to grant, sell, mortgage or demise; also to make, have and use a common seal, and the same to alter and renew at pleasure.

SECTION 2. The capital stock of the said bank shall consist of two thousand shares, of the value of one hundred dollars each, with the privilege of increasing the same, by vote of the directors, to five thousand shares of like value per share; and when the capital stock is so increased, the stockholders shall have the right to take the shares authorized by such increase, at such price as the board of directors may name: *Provided*, That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of such stock in such manner as they may deem best.

SECTION 3. The corporators or a majority of them shall, at such times and places as they may deem expedient, have power to open books for subscription to the capital stock; and when one thousand shares or more of said stock shall have been subscribed, and fifty per centum thereon of the same has been paid in, the shareholders may elect eleven directors to serve until the next annual election, or until their successors shall have been duly elected and qualified; vacancies arising from the death, resignation or inability to serve, to be filled by the board; and the said eleven directors shall elect one of their number as president of said bank.

SECTION 4. The said bank shall have power to borrow money not exceeding the capital subscribed, to lend money for such periods as the said bank may think proper, may discount any bill of exchange, foreign or domestic, promissory note, or other negotiable paper, and the interest at legal rates may be received in advance, and shall have the right to hold in trust, or as a collateral security for loans or advances or discounts, estate, real, personal or mixed, including the notes, bonds, obligations, or accounts of the United States, states, individuals or corporations, and to purchase, collect and adjust the same, and dispose thereof for the benefit of the said bank, or for the payment of the debts as security for which the same may be held, in any market of the world, and for such price, and such terms, as may be agreed upon by the said corporation and the parties contracting therewith.

SECTION 5. The board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the laws of the state or the United States,

Name.

Powers and privileges.

Capital stock.

Increase.

Subscriptions to stock.

Election of directors.

Vacancies.

President.

Banking privileges.

By-laws.

Payment of
amounts re-
maining unpaid
on stock.

and shall have power to require payments of any amount remaining unpaid on the stock of said bank at such times and in such proportions as they may think proper, and after thirty days' notice, under penalty in case of non-payment, as required, of forfeiture to the bank of such stock and all previous payments thereon.

Further bank-
ing privileges

SECTION 6. The said bank may receive money to keep for its depositors, either with or without interest payable thereon, and may buy or sell bullion, buy, sell, draw or negotiate bills of exchange, bills of lading, stocks and bonds of all companies, states, and of the United States, or other good and sufficient securities.

May act as trea-
surer of charita-
ble institutions
&c.

SECTION 7. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as a treasurer and financial agent of charitable and religious institutions and corporations, and as financial agent of state and city governments, and of counties and districts, in the management of their business, and shall give security to such institutions, states and governments for the faithful performance of the duties if required.

Dividends.

SECTION 8. The board of directors shall have power to declare and pay dividends out of the earnings of the bank to stockholders, at such times and in such amounts as to them may seem proper: *Provided*, That no dividend shall exceed the amount of money earned since the last dividend.

Annual election
for directors.

SECTION 9. The annual election for directors shall be on the first Monday of May of each year, unless changed by the by-laws of the bank; the bank directors shall power to elect all officers or agents they may deem necessary for conducting the business of the bank; and the president, stockholders shall be entitled to one vote for each share of stock, and may vote in person or by a written proxy, but said proxy must be dated within six months of, and five days prior to the election for which such proxy was given; five days' notice by publication in one or more papers of the county shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws.

Officers and
agents.

Votes.

Notice of elec-
tions.

Bonus and
taxes.

SECTION 10. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required; and this charter shall continue for twenty years.

Individual lia-
bility.

SECTION 11. That the stockholders shall be held individually liable for all debts and engagements of said bank to an amount equal in amount to the stock held by them, and in addition thereto.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 333.

An Act

To authorize the burgess and council of the borough of M'Keesport, in Allegheny county, to remove bodies from the old grave-yard in said borough, to sell the ground and purchase other ground for burial purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James F. Ryan, burgess, and William Atwater, M. L. Curry, B. W. Yonker and Jacob Leeger, council of said borough, or their successors in office, be and the same are hereby authorized and empowered to disinter all the bodies buried in the old grave-yard in said borough and re-inter them in a suitable lot or lots in the M'Keesport and Versailles cemetery, in as decent and proper a manner as said bodies will admit of, and also to remove and place over the new graves such monuments and tombstones now existing in said grave-yard as will admit of removal, and the remains which can be discovered designated: *Provided*, That if the relatives or friends of the deceased desire to remove said bodies and re-inter them in the cemetery herein designated, or in any other cemetery, they shall be allowed to do so, at their own expense, upon notice given said burgess and council, and by so removing said bodies, within thirty days after said notice shall have been given. Removal of dead authorized
Provided.

SECTION 2. That before removing said bodies, said burgess and council shall give four weeks' notice, by publication in the weekly papers published in said borough, of their intention to remove the same. Notice to be given.

SECTION 3. After said bodies shall have been so removed, said burgess and council, and their successors, are hereby authorized and empowered to sell said grave-yard at public sale upon the premises, either as a whole or in lots, as may be deemed advisable; and good and sufficient deeds therefor shall be by them executed and delivered to the purchaser or purchasers thereof, by and in the corporate name of said borough, which said deed or deeds shall vest in said purchasers a good and sufficient title in fee simple to the ground described therein and thereby conveyed; and the proceeds of said sale or sales so made shall be appropriated by said burgess and council, or their successors, as follows: First, to the payment of all expenses incurred in making sales of said ground embraced within said old grave-yard, and in the removing said bodies to said cemetery, and in purchasing the lot or lots wherein the same may be re-interred; second, the balance, if any, of said proceeds of said sale or sales shall be used by said burgess and council, or their successors, in the purchase of ground in said cemetery to be held by them as a Sale of burial ground authorized.
How proceeds of sale to be appropriated.

free place of burial, the same to be under their control, and permits for burial therein to be given by them to such persons only as they may believe to be unable to purchase lots in said cemetery.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 334.

A Supplement

To an act to incorporate the Spring Garden Fire Insurance Company of the county of Philadelphia, approved April fifteenth, eighteen hundred and thirty-five.

Votes of stockholder.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the votes of the stockholders for directors shall be by ballot, and for the election of directors, and for the deciding of all questions in the general meetings of the stockholders, the number of votes shall be as follows: Each stockholder shall have one vote for every share of stock he, she, or they may represent; nor shall any stockholder vote at any election for directors unless the share or shares on which he, she, or they may claim to vote, shall have been standing in his, her, or their name on the books of the said corporation for at least three months previous to such election.

Repeal.

SECTION 2. That the fifth section of the act to incorporate the Spring Garden Fire Insurance Company, to which this is a supplement, and the various acts as are inconsistent herewith, shall be and the same are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 335.

An Act

To annul the marriage contract between Adley Calhoun and Emily Calhoun, late Emily Edmundson.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Adley Calhoun and Emily Calhoun, late Emily Edmundson, be and the same is hereby annulled and made void, and the parties released and discharged from said contract, and from all duties and obligations arising therefrom, as if they had never been joined in marriage.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 336.

An Act

To exempt the Hall of Grand United Order of Odd Fellows of America, (colored,) number six hundred and two, Spruce street, in the city of Philadelphia, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the property known as the Hall of Grand United Order of Odd Fellows of America, (colored,) situated number six hundred and two, Spruce street, in the city of Philadelphia, be and the same is hereby exempt from all taxation, except for state purposes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 337.

A Further Supplement

To the act incorporating the Paros Coal, Mining and Lumber Company of Pennsylvania, approved April eighth, Anno Domini one thousand eight hundred and sixty-seven.

Portion of former act repealed.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That so much of the third section of the act incorporating the Paros Coal, Mining and Lumber Company of Pennsylvania, approved April eighth, Anno Domini one thousand eight hundred and sixty-seven, as limits their construction and operation of their railroad for the purpose of conveying their products to market, be and the same is hereby repealed.

may operate railroad as common carriers, lease same, &c.

SECTION 2. That the said corporation shall have power to operate their said railroad as common carriers, and also to lease or sell their said railroad to, or to lease, sell or merge, in the same manner as now provided by the several acts of assembly of this commonwealth authorizing the merging of railroad corporations, their said railroad and corporate franchises and property to and with any railroad corporation with whose railroad their said railroad shall connect.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 338.

An Act

To authorize the Governor to appoint an auctioneer for the borough of Hazleton, Luzerne county.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the governor be and is hereby authorized and empowered to appoint an auctioneer for the district composed of the bor-

ough of Hazleton and Hazle township, in Luzerne county, who shall reside in the district, and receive his appointment for the term of three years, and pay into the county treasury, to be applied to the account of the treasurer of the commonwealth, the sum of fifty dollars; and he shall also pay into the same place, to be applied to the same account, one per centum on all sales of more than two thousand dollars.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 339.

A Further Supplement

To an act to incorporate the Point Breeze Park Association, approved February eighth, one thousand eight hundred and fifty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Point Breeze Park Association shall be and they are hereby authorized, in addition to the powers granted them, to hold exhibitions in the manner exercised by the State and agricultural societies, for the improvement of the breed of horses and live stock generally, under such arrangements as may be prescribed by the board of directors; to generally manage and regulate the affairs of the premises in such manner as shall best provide for the payment of premiums offered for stock so exhibited, and their performance, as the said board may deem necessary to promote the object of said exhibitions; and in the event of any deficiency arising out of any exhibition, they shall be empowered to make an assessment and collect on the stock an amount not exceeding ten dollars per share, and in no case shall there be more than one assessment for exhibitions in one and the same year.

May hold exhibitions for improvement of live stock.

How deficiencies arising out of exhibitions may be made up.

SECTION 2. That the further improvement of the property of the said association, the par value of the stock authorized to be issued under section two of the act of incorporation shall be one hundred dollars.

Par value of stock.

SECTION 3. That the said association shall have full power to lease, sell or convey their real or personal estate, or any part thereof: *Provided*, Except in case of sale, that the board of directors shall retain and exercise their supervision over

May lease or so property.

Proviso.

the premises, with the view of preserving inviolate the act of incorporation, its supplements, and the laws governing the national association for the promotion of the interests of the American Trotting Turf, of which the Point Breeze Park Association is a member; and in case of sale, the proceeds of such sale shall be divided *pro rata* among the stockholders.

Act not to go
into effect until
approved by
members.

SECTION 4. That the provisions of this act shall not go into effect unless approved by a majority of the members present at a meeting called for the purpose of taking the question into consideration, notice of which shall be given to each member at least thirty days previous to such meeting, which notice shall have appended to it a copy of this supplement.

Repeal.

SECTION 5. That all acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 340.

An Act

To authorize the governor to appoint two additional notaries public to reside in the city of Wilkes Barre, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized to appoint two additional notaries public, to reside in the city of Wilkes Barre.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 341.

A Further Supplement

To the act of assembly of March eighteenth, seventeen hundred and seventy-five, entitled "An Act to regulate the assize of bread and for other purposes therein mentioned."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly of March eighteenth, seventeen hundred and seventy-five, entitled "An Act to regulate the assize of bread and for other purposes therein mentioned," is hereby amended, so that it shall and may be lawful to and for the clerks of the markets of the city of Philadelphia, to weigh all butter, lard and sausage brought into the said city and offered for sale therein, in lumps of a specified weight, which, if found deficient, shall be seizable by said clerks, two-third parts thereof for the benefit of the poor, and one-third for the benefit of said clerk.

Clerks of markets may weigh butter, lard, &c.

May seize same, if deficient in weight.

SECTION 2. If any person shall obstruct any clerk of the markets of said city in the performance of his duties, or shall fail or refuse to permit any butter, lard or sausage to be weighed by said clerks, such person shall be liable to the payment of a fine of two dollars, which shall be collected by said clerk, in the name and for the use of said city before any alderman in the said city.

Penalty for obstructing clerks in performance of duties, &c.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 342.

An Act

Incorporating the Harbison Farm and Beaver Falls Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.	That Joseph Schwartz, John Harbison, Alfred Breeding, A. Y. Gallagher and John Reeves, or a majority of them be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name and title of the Harbison Farm and Beaver Falls Road Company, with power to make and construct a plank road, or a macadamized turnpike, from a point on the Darlington and Beaver Falls road, at or near Harbison farm, to Beaver Falls, in the county of Beaver, subject to the regulations and restrictions of the general law regulating turnpike and plank road companies, approved January twenty-sixth, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto.
Title.	
Construction of road authorized	
Subject to.	
Commencement and completion.	SECTION 2. Said corporation shall have the right to commence said road within one year after the passage of this act, and complete the said road within two years thereafter.
Tolls.	SECTION 3. Said corporation shall have the right to levy and collect tolls, to wit: Five cents for each horse and vehicle; seven cents for two horses and vehicle; three cents for each horse led or ridden upon said road, and such reasonable tolls upon other things travelling upon the said road as the directors shall fix and determine, and not contrary to law.
How to be made	SECTION 4. The said road shall be so located and made as to not rise or fall more than five degrees from a horizontal line.
Votes.	SECTION 5. Each stockholder shall be entitled to one vote for each share of stock held by him.
Capital stock.	SECTION 6. The capital stock shall be ten thousand dollars, divided into shares of twenty-five dollars each, with the privilege of increasing the same, by a vote of the stockholders at a meeting called for that purpose, to the sum of twenty thousand dollars.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 343.

A Supplement

To an act incorporating the Little Equinunk and Union Woods Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same,*

That the Little Equinunk and Union Woods Turnpike Road Company shall have the right to change the beginning and terminus of said turnpike road, and shall have the power to locate and construct said road so as to commence at or near the Delaware bridge, in Manchester township, and thence by such route as the directors may determine to the borough of Honesdale.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 344.

A Supplement

To an act, entitled "A supplement to an act, entitled 'An Act giving a bounty on fox scalps, in the county of Dauphin,' approved twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-nine, extending the same to Schuylkill county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the bounty to be paid by the county of Schuylkill for the scalp of a full grown fox shall be one dollar and fifty cents, and for the scalp of a half grown fox one dollar. Bounty on fox scalps.

SECTION 2. That all laws inconsistent with this act be and the same are hereby repealed. Repeal.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 345.

A Supplement

To an act to promote the business of lumbering in the counties of Clinton, Centre, Clearfield and Elk, passed the fifteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of assembly passed the fifteenth day of May, Anno Domini one thousand eight hundred and seventy-one, entitled "An Act to promote the business of lumbering in the counties of Clinton, Centre, Clearfield and Elk," be and the same are hereby extended to the county of Cambria.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 346.

An Act

Authorizing the First Methodist Episcopal church of Sharon, Pennsylvania, to disinter and remove the dead from their burial ground, and after said removal to sell said ground.

Preamble.

WHEREAS, The lot of ground situate in the borough of Sharon, in the county of Mercer, owned and heretofore occupied by the First Methodist Episcopal church of Sharon, Pennsylvania, and part adjacent, as a burying ground, is now located in a populous part of said town, and from situation and size is no longer suitable for such purpose:

And whereas, The said congregation are desirous of removing the dead from said lot to Oakwood cemetery or some other suitable place near said town of Sharon; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the said First Methodist Episcopal congregation of Sharon, Pennsylvania, and parts adjacent, be and they are hereby authorized to disinter, or cause to be disinterred, and remove the dead bodies buried in said lot of ground, and cause the same to be properly and carefully buried or re-interred in Oakwood cemetery, or such other burying ground or cemetery near the said town of Sharon as surviving friends or relatives of said deceased persons may direct: *Provided*, That the gravestones and monuments that now designate or mark any particular grave shall also be removed and re-erected at the corresponding graves in such new burial ground, unless otherwise directed by said surviving friends and relatives.

Authorized to remove dead.

Monuments to be removed.

SECTION 2. That before any bodies shall be removed as provided in the preceding section, the said congregation shall cause notice of such intended removal to be published at least thirty days in at least one newspaper published in the town of Sharon, to give the surviving friends and relatives an opportunity of being present and superintending said removal; and the costs and expense of such removal and re-interments shall be paid by the said corporation.

Notice of intended removal to be given.

SECTION 3. That the said First Methodist Episcopal congregation of Sharon, and parts adjacent, shall, after said removals and re-interments have been made, have full power and authority to sell, improve or lease all that the said lot of ground, situate as above, bounded and described as follows: Beginning at a post the north-west corner of the Baptist burying ground, thence west along the State road eighteen perches, to a post; thence south nine perches, to a post; thence east eighteen perches, to a post; thence north nine perches, to the place of beginning, containing one acre and two perches, strict measure, and to apply the purchase money received therefor, or the rents and profits derived therefrom, to the payment of the debts of said congregation, the maintenance of public worship, and such other congregational purposes, or invest the same as the said congregation may direct.

Congregation may lease or sell lot.

How purchase money and profits to be applied

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 347.

An Act

To vacate a portion of Taylor street, in the borough of Port Carbon, Schuylkill county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of Taylor street as lies between Main street, in the borough of Port Carbon and county of Schuylkill, and the centre of the track of the Mount Carbon and Port Carbon railroad, in said borough, be and the same is hereby declared to be vacated and closed to the public use.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 348.

An Act

To incorporate the Pennsylvania Tie Company.

Corporators.

Title.

Powers and
privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Archibald B. Tripler, T. Sprole Leisenring, Charles E. Tripler, Charles R. Bicking, Henry G. Leisenring, Henry Lewis and J. Paul, and their associates, or any three of them, be and they are hereby created a body politic, by the name, style and title of the Pennsylvania Tie Company, and by such name and title shall have continual succession, and shall be capable of suing and being sued, impleading and being impleaded, and by that name and title may acquire, hold, possess and enjoy to them, their successors and assigns, all such lands, tenements, leasehold estates, real, personal and mixed, of whatever kind and quality whatsoever as may be necessary to manufacture ties and other lumber from timber on lands owned or leased, to transport said production to such markets

as may be desired, either by water or rail, and to provide suitable facilities for such transportation.

SECTION 2. That the capital of said company shall be fixed ^{Capital.} at one hundred thousand dollars, with power to increase from time to time, when approved by a majority of the stockholders in writing, and that the company may locate and establish ^{Offices.} such office and offices as they may deem proper, and issue such bonds as may be deemed necessary, not exceeding five hun- ^{May issue bonds.} dred thousand dollars, and at a rate of interest not exceeding eight per cent.

SECTION 3. That the said company shall have power to make ^{By-laws, rules,} all necessary by-laws, rules and regulations for the govern- ^{&c.} ment of the corporation, its offices, stockholders and agents, and all its operations, and change at pleasure, and to adopt and use a common seal, and the same to change, alter or amend at pleasure.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 349.

An Act

Supplementary to an act incorporating the Byberry and Bensalem Turnpike Road Company, approved the tenth day of March, one thousand eight hundred and forty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the Byberry and Bensalem Turnpike Road Company henceforth to charge, collect and receive from any person using said road, tolls at the same rates as are now by law authorized to be charged, collected and received by the Remington and Oxford Turnpike Road Company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 350.

An Act

To confirm the title of the Niagara Hose Company to certain real estate in the city of Philadelphia.

WHEREAS, By the act passed on the seventh day of April, Anno Domini one thousand eight hundred and thirty-two, entitled "An Act to incorporate the Niagara Hose Company of Philadelphia," it was enacted: That all and every, the persons who should at the time of the passing thereof, be members of the association called the Niagara Hose Company of Philadelphia, should be and were thereby created and declared to be one body politic and corporate, by the name, style and title of the Niagara Hose Company of Philadelphia, and by the same name should have perpetual succession, and be able to purchase, receive, have, hold and enjoy to them and their successors, lands, tenements, rents, annuities, franchises and hereditaments, goods and chattels of what nature, kind or quality soever, real, personal or mixed, and the same from time to time to sell, grant, devise, alien or dispose of; but it was herein provided that the said act should continue in force thirty years from the passage thereof and no longer:

And whereas, The said corporation, under the name of the Niagara Hose Company, did, in the year one thousand eight hundred and forty-four, by virtue of the power and authority contained in said act, purchase a lot of ground on the south side of Monroe or Plumb street, between Second and Third streets, in the city of Philadelphia, now known as number two hundred and forty, Monroe street, containing in front nineteen feet seven inches, and depth ninety feet, and have since erected thereon a brick hose house, and for the purpose of a fire company, have continued until recently to occupy the same:

And whereas, The said association or corporation under the name, style and title of the Niagara Hose Company, did, on the sixteenth day of June, Anno Domini one thousand eight hundred and sixty-eight, obtain from the court of common pleas for the city and county of Philadelphia, a charter of incorporation, granting the said corporation power to purchase, have, hold and enjoy to them and their successors, lands, tenements, real estate, et cetera, and the same from time to time to sell, grant, convey, alien or dispose of:

And whereas, Doubts, are entertained respecting the right and power of the said corporation now known as the Niagara Hose Company, to hold and convey the above described property, situate and being number two hundred and forty, Monroe street, acquired by their predecessors under said act of assembly; and it is suggested that the commonwealth may have a right or forfeiture in said real estate, or that the same may have escheated to the commonwealth by reason of the limitation aforesaid to the said act, and it is proper that the title to the existing corporation of the Niagara Hose Company

should be confirmed, and thereby the said real estate rendered alienable; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any right, title or interest which the commonwealth has, or may have to the real estate herein above described, situate and being number two hundred and forty, Monroe street, in the city of Philadelphia, by reason of the limitation of the said act of assembly incorporating the Niagara Hose Company of Philadelphia, be and the same is hereby released to and vested in their successors, the Niagara Hose Company, incorporated as aforesaid by the court of common pleas aforesaid; and the title of said real estate is hereby confirmed to the said the Niagara Hose Company and their successors, and made as valid and effectual as if no limitation existed in and to the said act of assembly incorporating the Niagara Hose Company of Philadelphia, and as if no right of escheat or forfeiture to the commonwealth existed, and as though the present company or corporation were legally and without doubt the lawful successors to the Niagara Hose Company of Philadelphia; and the said the Niagara Hose Company and their successors be and they are hereby authorized to sell the real estate herein above described, to any person or persons whomsoever, discharged from any claim of the commonwealth thereto.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 351.

An Act

To incorporate the Farmers' Market Company of the city of Harrisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob J. Millizen, John B. Rutherford, Abner Rutherford, Henry Herr, John Brady, Samuel H. Simon, John J. Nissley, and all persons who may now or hereafter be holders of the stock hereinafter mentioned, shall be and they are hereby declared to be constituted a body politic or corporate, by the style of the Farmers' Market Company, to have perpetual succession, to be capable in law of suing and being sued, to

Corporators.

Style.

Powers and privileges.

have a common seal and the same to alter and amend at pleasure, and to have and to hold, receive, enjoy, and to take in fee simple or upon ground rent, such real and also such personal estate as may by them be deemed necessary and proper for the ownership and the construction, and for the proper use and management and maintenance of one or more market houses in that part of the city of Harrisburg embracing all the territory bounded by Paxton street on the south, the old borough line as far as North street, and from said street to the Pennsylvania canal on the west, the city line on the north, and following the eastern boundary line of the city to said Paxton street, and for the accommodation and use of any parties who may be desirous of renting and occupying the same, with full power to sell, mortgage, create the necessary ground rent deeds, or convey the said real or personal estate.

Object and purposes.

SECTION 2. That the object and purpose of said corporation shall be to erect and maintain suitable building or buildings, and stalls with all other things necessary for the use thereof, at any place within the foregoing described limits, the same to be appropriated and used as a public market house or houses, for the sale and vending of meats and vegetables and all other kinds of victuals and provisions whatever, and such other articles as the board of managers may deem proper in the said market building or buildings; the stalls or any one or more or all the same to be leased, rented or disposed of, in such manner and upon such terms and conditions as the managers shall determine.

Capital stock.

SECTION 3. That the capital stock of said corporation shall not exceed fifty thousand dollars, divided into one thousand shares of fifty dollars each, and shall be in such form and be issued and transferred in accordance with such by-laws as the managers may establish.

Government and control.

SECTION 4. That the government and control of the Farmers' Market Company, and the management of its property, shall be vested in, and the corporate powers of said company shall be exercised by, a board of seven managers, who shall be elected by ballot from among the stockholders; they shall be continued in office until their successors be elected; they shall elect a president, secretary and treasurer from among themselves, shall supply all vacancies in their number, however occasioned, and shall have general and entire control of the affairs and interests of the company; and that until other officers be duly elected, the persons named in the first section of this act shall be held to be managers of the said corporation, and shall have power and authority as such.

Stall renters may stand teams on streets during market hours.

SECTION 5. That all persons renting stalls in the market house or houses of said company, shall have the right to stand their teams and wagons on the streets during market hours, in the same way and manner as persons attending the present city markets are allowed to use them.

Annual meeting of stockholders.

SECTION 6. That a general meeting of stockholders shall be held annually on the second Tuesday in January for the election of seven managers, and the transaction of other business; but if such meeting or election shall not then take place, the corporation shall not, for that cause, be dissolved,

but such meeting or election shall take place as soon thereafter as may be, one week's public notice of such meeting being first given in one weekly newspaper published in the city of Harrisburg; and special meetings of the corporation shall be called and held as may be provided by the by-laws thereof; and that in the enactment of by-laws for the government of the corporation and its officers, and in the election of officers, and the decision of all questions, and at all the meetings of the corporation, the stockholders present, either in person or by proxy, shall severally be entitled to one vote for each share of stock held by them: *Provided*, That the privileges of this act shall not extend beyond the period of thirty years, unless otherwise granted by the legislature of this commonwealth.

Special meet-
ings.

Votes.

Limitation.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 352.

An Act

Amending the sixteenth section of an act approved March twentieth, one thousand eight hundred and fifty-nine, relative to the Mutual Fire Insurance Company of Annville, Lebanon county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the privileges granted by the act to incorporate the Mutual Fire Insurance Company of Annville, Lebanon county, approved the twenty-ninth day of March, Anno Domini one thousand eight hundred and fifty-nine, be and the same are hereby extended for another period of twenty years, from and after the twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-nine.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 353.

A Supplement

To an act, entitled "An Act to incorporate the Penn Industrial Home for blind women."

- SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- Board of managers, number of, &c. That the board of managers of said Penn Industrial Home for blind women, which shall consist of any number of female members not exceeding thirty-six, shall have the exclusive control of the real estate, investments, personal securities and all the funds of the society, and the general management of its affairs and business; the board of council, which shall consist of any number of male members not exceeding sixteen, shall give advice, or such assistance as may be desired if they deem the same advisable, in all matters referred to them by the board of managers, or any of its committees; and the members of said corporation shall meet on the first Friday of May, of each and every year, and elect a board of council to serve for the ensuing year; the board of managers and board of council shall meet immediately after the adjournment of the society, and elect their officers provided for, and in the same manner directed by the by-laws of said constitution; special meetings of said board, or either of them, shall be called by the presiding officers, or in their absence by the secretary, at the written request of three members.
- Board of council, number of, &c.
- Election of board of control.
- Election of officers.
- Special meetings of boards.
- Alterations to charter, relative to.
- SECTION 2.** This charter shall not be altered or added to, except at a special meeting of the corporators called for the purpose, one month's previous notice being given at a stated meeting of the board of managers, and one week's notice in one newspaper published in the city of Philadelphia, signed by one of the officers of the board of managers, which notice shall state the proposed alteration of charter.
- SECTION 3.** Any part of the act to which this is a supplement, which is inconsistent herewith is hereby repealed.
- Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 354.

A Supplement

To an act, entitled "An Act providing for the appointment of inspectors of salt in the cities of Pittsburg and Allegheny, and fixing the standard weight of a barrel of salt," approved the fifteenth day of April, one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That so much of the act to which this is a supplement as requires the councils of the city of Pittsburg annually to elect a competent citizen to be inspector of salt in said city, be and the same is hereby repealed, and that hereafter said councils may elect an inspector or inspectors of salt at such time and in such manner as they may from time to time ordain, subject, however, to the provisions of said act, and such other reasonable provisions as they may deem proper, not inconsistent therewith.

Election of inspectors for Pittsburg city, relative to.

SECTION 2. That the councils of said city of Pittsburg shall be and they are hereby authorized, either by resolution or ordinance, to revoke the appointment of salt inspector heretofore made.

Councils may revoke appointment heretofore made..

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 355.

An Act

Authorizing the trustees and elders of the Reformed parsonage of Allen township, Northampton county, to sell and convey certain property.

WHEREAS, The trustees and elders of the several Reformed congregations named, respectively, the Salem congregation of Moore township, the Saint Paul's congregation of Lehigh township, and the Zion congregation of Allen township, of Northampton county, in the State of Pennsylvania, owning and possessing certain Reformed parsonage, situate in Allen town-

ship, Northampton county aforesaid, to be and remain forever the Reformed parsonage. Having become unsuitable and unfit for the use aforesaid, the Salem congregation of Moore township, having become separated from the aforesaid Zion and Saint Paul's congregations, and having a separate pastor, it becomes desirable that the said premises should be sold; and due and timely notice having been given at the several congregations of an election, and at said election of all the congregations a majority having voted and decided that the same should be sold, and the money arising from said sale, as in a certain agreement entered into by the several congregations, dated the tenth day of June, one thousand seven hundred and seventy-five, specified that the proceeds of said sale be *pro rata* divided among the aforesaid congregations as they advanced money for the purchase of the same, and that the money arising from said sale due the aforesaid Zion and Saint Paul's congregations, be again invested by the trustees and elders of the said congregations in a piece of land for the same purpose, (the title of said parsonage being in the said Zion congregation trustees,) and that the one-third of the proceeds of said sale to be paid by them to the proper officers of the Salem congregation aforesaid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Paul J. Hoffman, trustee, and Reuben Cole, elder of Zion's congregation of Allen township, William Reyer, trustee, and Stephen Osterdag, elder of Saint Paul's congregation of Lehigh township, Northampton county, which persons having been appointed by the said Reformed congregations, be authorized to make sale of said parsonage, and purchase a more suitable parsonage to be and remain the parsonage of the said Zion and Saint Paul's congregations forever.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 356.

An Act

To sell school property in Washington township, county of Northumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Henry D. Hoffman, trustee elected of a certain school house property, containing fifty-three perches more or less, situate in Washington township, Northumberland county, conveyed by Philip Hetrich and wife, by deed dated the twentieth day of March, Anno Domini one thousand eight hundred and forty-eight, for school purposes, be authorized to sell said school house and lot of ground at public sale, by giving at least twenty days' notice of the time and place of sale, by advertisement in one of the newspapers published in said county, and by deed conveyed the same to the purchaser thereof in fee simple, and pay over the proceeds after deducting all costs of said sale to the treasurer of the school district in which said school house is located.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 357.

A Supplement

To the act, entitled "An Act relating to roads, highways and bridges," approved June thirteenth, one thousand eight hundred and thirty-six, extending the same to Beaver Falls and Pulaski township, Beaver county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act relating to roads, highways and bridges," approved June thirteenth, one thousand eight hundred and thirty-six, be and the same is hereby extended to the borough of Beaver Falls and adjoining township of Pulaski, in Beaver county, for the erection of a bridge between said borough and township, over the Big Beaver creek in said county, under the provisions of said act of June thirteenth, one thousand eight hundred and thirty-six.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 358.

An Act

To facilitate the manufacturing interests of the Lehigh Crane Iron Company.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the Lehigh Crane Iron Company shall, if they so desire it for the transportation of materials used in or about their works, have the right to lay or put down one or more railroad tracks for their works, to connect with any railroad now located, or which may hereafter be located at or near such works; and also the right to lay or put down tracks for the removal of the refuse produced at said works, with the right to use such motive power on any or all said tracks as they shall deem expedient, (the said tracks, however, not to be more than two miles in length,) and in putting down such tracks, to have the right to erect bridges, or to use bridges now erected: *Provided*, That nothing herein contained shall be construed as to allow the said the Lehigh Crane Iron Company to use any such bridge or bridges for the purpose aforesaid, without first having the consent of the owners thereto; the right of way for such tracks, in all cases, to be acquired and paid for as is now provided for by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 359.

An Act

To incorporate the Delano Land Company, and to exempt the bonds and stock of said company from the operation of the proviso of the act approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act to authorize railroad and canal companies to aid in the development of the coal, iron, lumber and other material interests of this commonwealth."

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That William H. Carter, Israel W. Morris and William C. Alderson, and such persons as may be associated with them, are hereby created a body politic and corporate, by the name and style of the Delano Land Company, having perpetual succession, and all the privileges, franchises and immunities incident to a corporation.

SECTION 2. That the corporation thus created shall have power to acquire by purchase or lease, and hold, sell, alien, mortgage or otherwise dispose of the lands, or any interest or interests, whatever therein, and however vested, situate in Schuylkill county, Pennsylvania, known as the Delano lands, as set forth and described in a certain deed dated the twenty-eighth day of October, Anno Domini one thousand eight hundred and fifty-four, from Christopher Loeser and wife to William S. Wetmore and others, and recorded in Schuylkill county, in deed book number forty-seven, page sixteen, and all easements, tenements and hereditaments appurtenant to or connected with the said lands, and to engage in the business of mining, selling and transporting the coal or other minerals contained in said lands.

SECTION 3. That the capital stock of the said company shall consist of two thousand shares, of the par value of fifty dollars each, but may be increased as hereinafter provided, to a number of shares not exceeding twenty thousand in all: *Provided*, That the said company shall be liable to pay the bonus on the said capital, and on any increase thereof provided for by the fifteenth section of the act of May first, one thousand eight hundred and sixty-eight, entitled "An Act to revise, amend and consolidate the several laws taxing corporations, brokers and bankers."

SECTION 4. That when one thousand shares have been subscribed for, a meeting of the subscribers shall be called by the corporators above named, or any two of them, at which meeting or some adjournment thereof, a board of not less than five nor more than eight directors shall be chosen, who shall hold office until the election of their successors; and such by-laws may be adopted as may be thought necessary in reference to the election of directors, their term of office, holding general or special meetings of stockholders, assessing or calling in instalments on stock, enforcing payment thereof by suit, forfeiture or otherwise, and other matters connected with the business of the said company, which said by-laws may be amended, altered or repealed at any general or special meeting of the stockholders; and at all elections or corporate meetings for any purpose whatever, each share of stock shall entitle the holder to one vote, which vote may be cast by the holder either in person or by proxy.

SECTION 5. That, subject to the aforesaid by-laws, the board of directors, a majority of whom shall constitute a quorum, shall exercise all the corporate powers of the company, shall have power to elect one of their number president, to appoint such other officers as they may think proper, and to delegate to one executive committee of the board full authority to transact the business of the company; and any vacancy in the board shall be filled by the remaining directors.

Name.

Privileges.

Powers.

Capital stock.

Bonus.

Election of directors.

By-laws.

Votes.

Powers of directors.

Vacancies.

May issue additional stock and bonds.

SECTION 6. That the said board of directors shall power from time to time, to issue such an additional amount of stock not exceeding the limit hereinbefore mentioned, as they may think necessary, and may also issue the bonds of the company, bearing interest not exceeding eight per centum per annum, and secure the same by mortgaging the whole or any part of the property, real or personal, corporate rights or franchises acquired or to be acquired of the said company, and may dispose of the said stock or bonds at such price and in such way or manner as they may deem expedient.

Proviso to certain act not to apply to stock and bonds of company.

SECTION 7. That the proviso to the act approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act to authorize railroad and canal companies to aid in the development of the coal, iron, lumber and other material interests of this commonwealth," shall not apply to bonds and stock of said company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 360.

An Act

To authorize the English Evangelical Lutheran congregation of the borough of Clearfield to sell certain real estate.

WHEREAS, The English Evangelical Lutheran congregation of the borough of Clearfield, (incorporated by act of April twenty-sixth, one thousand eight hundred and fifty, pamphlet laws of one thousand eight hundred and fifty, page seven hundred and eighty-nine,) are possessed and seized of certain real estate, namely, two lots in the borough of Clearfield, known as numbers one hundred and twenty-one and one hundred and six, conveyed to the trustees of said congregation from Hugh Orr, by deed, dated June fourth, one thousand eight hundred and fifty, recorded in Clearfield county, in deed book L, page five hundred and forty-six, et cetera, said two lots comprising the piece of ground on which the church building is erected, and on which the said congregation propose and intend to build a parsonage for the residence of the regular pastor of said congregation; also two certain pieces of ground situate in Lawrence township, Clearfield county, aforesaid, conveyed to the trustees of said congregation from G. Philips

Gulich and wife, by two deeds, the one dated September tenth, one thousand eight hundred and fifty-three, for two acres, more or less, recorded in Clearfield county, in deed book O, page fifty-eight, the other for four acres and ninety-eight perches, dated August twenty-eighth, one thousand eight hundred and sixty-three, recorded in Clearfield county, in deed book U, page five hundred and ninety-eight, et cetera:

And whereas, The said congregation desire to have full power to sell and convey, if they think it best, so much of said town lots as may not be needed for the church and parsonage, and all or any portion of the said real estate in Lawrence township, and apply the proceeds thereof towards the building of the parsonage on the town lots at the church, as aforesaid:

And whereas, Doubts are entertained as to their right to do so without further legislative authority to that effect; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said English Evangelical Lutheran congregation of the borough of Clearfield is hereby authorized to sell and convey so much of the town lots aforesaid as may not be necessary or needed for the church and parsonage, and also all or any portion of the said real estate in Lawrence township, aforesaid, and apply the proceeds thereof to the building of the parsonage on the town lots at the church aforesaid: *Provided however,* That all provisions contained in the act incorporating said congregation, approved April twenty-sixth, Anno Domini one thousand eight hundred and fifty, in regard to such sale, shall also be complied with.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 361.

An Act

To authorize William W. Dinsmore to sell and convey certain real estate.

WHEREAS, Leverett A. Morrison and William W. Dinsmore having been, for several years, co-partners in business at the city of Erie, did purchase large quantities of real estate, with a view to sell the same at such time, and in such quantities, as should be most for their mutual advantage and

profit, and in some of their purchases were joined with other persons; and the said Morrison has recently died, without having vested in any person authority to sell and convey such real estate, and the same cannot well be sold in convenient and advantageous parcels by the special order of the proper courts without hindrance and delay, that will tend to the prejudice of all parties interested therein; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William W. Dinsmore be and he is hereby authorized and empowered to convey, by deed or deeds duly and properly executed, to the purchaser or purchasers thereof, any real estate, wheresoever situate, that Leverett A. Morrison owned or held in his lifetime with the said Dinsmore, or with said Dinsmore and other persons, that the said Morrison, in his lifetime, may have agreed to sell or convey in connection with the said Dinsmore, but died without having made conveyance thereof; and the said William W. Dinsmore is further authorized and empowered to sell at public or private sale, for the best price that can be obtained for the same, and upon such terms as may seem most advantageous, and to convey in absolute fee simple to the purchaser or purchasers thereof, by deed or deeds properly executed, any real estate, wheresoever situate, that the said Leverett A. Morrison owned or held in his lifetime with the said Dinsmore, or with the said Dinsmore and other persons, but which the said Morrison had not agreed to sell and convey; and no obligation shall rest upon any purchaser or purchasers under the provisions of this act, to see to the application of any purchase money by such purchaser or purchasers paid: *Provided*, That any and all deeds made by said Dinsmore, under the provisions of this act, shall be executed and acknowledged, so long as she shall remain in life, by the widow of the said Leverett A. Morrison: *And provided further*, That the said William W. Dinsmore shall, before he shall execute any deed or deeds under the provisions of this act, give security in such amount and manner as shall be approved by the orphans' court of the county of Erie, to pay over and account to the personal representative or representatives, for the time being, of the said Leverett A. Morrison, to be disposed of under the provisions of his will, the share and proportion of the purchase money, or securities taken therefor of the purchase money, of any land sold or conveyed by virtue of the provisions of this act, that said Morrison would, if in life, be entitled to receive, and the receipt thereof of such personal representative, for the time being, of said Morrison, shall be to said Dinsmore his full discharge.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 362.

An Act

To annul the marriage contract entered into between Charles B. Sayer and Ellen, his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Charles B. Sayer and Ellen, his wife, on the twenty-sixth day of May, one thousand eight hundred and seventy, be and the same is hereby annulled and made void, and the parties released and discharged from said contract, and from all duties and obligations arising therefrom, as fully and absolutely as if they had never been joined in marriage.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 363.

An Act

To incorporate the Sullivan Anthracite Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Clarence M. Sanderson, Alfred Day, Joseph H. Huddell, Corporators.

Abram L. Mumper and Herman Hamburger, and their associates and successors, be and are hereby incorporated into a body corporate and politic by the name, style and title of Title.

the Sullivan Anthracite Coal Company, and by the same name, style and title, the said company shall have perpetual succession, and be able and capable in law to sue and be sued, Powers and privileges.

to have a common seal, and to enjoy all the rights and privileges and franchises incident to corporations.

SECTION 2. That the capital stock of the company shall be divided into shares of fifty dollars (\$50) each, and shall con- Capital stock.

consist of two thousand (2000) shares, with the privilege of increasing the same, by consent of a majority of the stockholders, to not exceeding ten thousand (10,000) shares; each of which shares shall be entitled to one vote at any election or meeting of the company, either in person or by proxy of the holder thereof; said shares shall be transferable by the owner or owners thereof, their executors, administrators or attorney duly and lawfully authorized, in book or books to be provided for that purpose in such manner as the directors or by-laws of the company may direct.

SECTION 3. That the subscriptions to the capital stock of the said company may be paid in real or personal estate, appropriate to the business contemplated by this act, at a *bona fide* cash valuation, to be agreed upon by a majority in interest of the stockholders; and the said corporation may borrow money, or create indebtedness, in such way or manner as the board of directors may determine, not inconsistent with general laws.

SECTION 4. That the said corporation shall be able and capable in law to take, receive and hold a leasehold estate in lands and mineral rights, with their appurtenances, in the counties of Sullivan, Bradford and Wyoming, not exceeding in the whole five thousand (5000) acres at any one time, with power to sell or lease or otherwise dispose of the same, or any part thereof; and the said company shall have the right to prove and open mines, or mine and prepare for market coal, iron-ore, limestone, fire-clay and other minerals, and to transport such articles, or any of them, to market and dispose of the same, as well as to do all other such acts and things, and to make such erections and improvements as the successful prosecution of said operations may seem to demand or require.

SECTION 5. That any incorporated railroad company or iron company, shall have the right to own and hold the capital stock, or to purchase the bonds and other evidence of indebtedness of said company.

SECTION 6. That the said corporation, in addition to its office for the transaction of business in the county of Bradford, may also have an office or offices outside the limits of the state.

SECTION 7. That the five persons named in the first section of this act shall be directors of the said corporation until their successors are chosen by the stockholders thereof, and the said stockholders shall annually hereafter elect five directors, who shall choose from among their number a president; due notice of elections, meetings of stockholders shall be given, and the same are to be held at such times and places as the directors or by-laws of the company may fix; but a failure to elect directors shall not work as a misnomer, but those in office shall continue therein until others are duly chosen.

SECTION 8. That the said company may enact by-laws for its government, and the board of directors shall have power to fill vacancies occurring therein, to choose a treasurer and secretary, and to fix the amount of and times for declaring dividends of the profits or of the assets of the said company.

Votes.

Shares transferable.

Payment of subscriptions.

May borrow money.

Mining privileges.

Railroad or iron companies may hold stock or purchase bonds.

Offices.

Corporators to be first directors.

Election of directors, and meetings of stockholders.

By-laws.

Vacancies.

Officers.

Dividends.

SECTION 9. That the corporation shall pay into the treasury of the commonwealth a bonus of one-fourth of one per centum on the capital stock hereby authorized or hereafter created, in two equal annual instalments, and such other tax as is now or may hereafter be imposed by law on corporations; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and provisions, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

Bonus and tax.

Individual liability.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 364.

An Act

Authorizing G. M. Smith, a justice of the peace in the township of Keating, M'Kean county, to have an office in the borough of Smethport.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That G. M. Smith, a justice of the peace in the township of Keating, M'Kean county, be and he is hereby authorized to have his office in the borough of Smethport, in said county, for the transaction of all business pertaining to said office.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 365.

An Act

To authorize the school directors of Menallen township, Fayette county, to levy and collect a bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Menallen township, be and they are hereby authorized at any time after the passage of this act, to levy and collect a tax upon and from the several tax payers of said township, in the usual way, a tax sufficient to pay off the bounty debt of said township, not exceeding in the aggregate the sum of four hundred dollars.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 366.

An Act

Extending the provisions of an act relating to granting mileage to the commissioners of Wayne county, approved the first day of March, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act relating to granting mileage to the commissioners of Wayne county, approved the first day of March, Anno Domini one thousand eight hundred and seventy, be and the same is hereby extended to the county of Pike.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 367.

An Act

Relating to the payment of moneys due from Grove township, Clinton county, to Grove township, Cameron county, and to other persons.

WHEREAS, By act of assembly approved the first day of April, Anno Domini eighteen hundred and sixty-eight, John Brooks, of Cameron county, and Charles R. Noyes and Derrick A. Shafer, of Clinton county, were made commissioners to audit, adjust and apportion the indebtedness of Grove township, et cetera:

And whereas, Said commissioners did in pursuance of said act duly audit, adjust and apportion the said indebtedness, and did file a report of the same in the court of common pleas of Clinton county, where the same now remains of record; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the treasurer of Clinton county is hereby authorized and directed to pay out of the first moneys belonging to Grove township, Clinton county, that shall come into the treasury, so much of the indebtedness, costs and expenses, as shall by the report of said commissioners have been adjudged to be payable by said township, and the receipt of the creditor to whom said indebtedness shall have been adjudged payable, or of his certain attorney, shall be a sufficient voucher to said treasurer.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 368.

A Supplement

To an act to vacate certain streets in Loutzenhizer's addition to the borough of Greenville, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*,

That so much of the act to which this is a supplement, as provides that Sixth street, extending from East Main street to Leech road, as is declared to be vacated, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 369.

An Act

To authorize the town council of the borough of Saint Clair to levy a tax for fire purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Saint Clair, in the county of Schuylkill, shall have power to levy a tax for the maintenance of the fire department not exceeding three mills.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 370.

An Act

To extend the limits of the borough of Ligonier, in the county of Westmoreland.

WHEREAS, Certain citizens of the township of Ligonier, in Westmoreland county, are deprived of many privileges which,

as citizens and tax payers of said county, they are of right entitled to enjoy, and which privileges can be enjoyed by them by annexing them to the borough of Ligonier aforesaid, to which they live adjacent:

And whereas, There are not twenty resident freeholders within the proposed boundary, and therefore the court has no jurisdiction to grant them relief; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all that portion of Ligonier township, in the county of Westmoreland, lying and being within the following boundaries, viz: Beginning at a locust on the bank of Mill creek on land of John Mitchell; thence south ten degrees east sixty-one perches to a post; thence through lands of John Harquett and M'Gowan and Daniel Markee south twenty-six degrees east one hundred and twenty-eight perches to a post; thence by lands of Daniel Markee south forty degrees west seventy perches to a hickory; thence down Loyalhanna creek north sixty-eight degrees west seventy-four perches to a sycamore; thence by same north sixty and a-half degrees west seventy-five perches to a sycamore; thence by same north forty-five degrees west fifty-eight perches Baer's mill; thence by same north thirty degrees west eighty-eight perches to a post; thence by same north fifty-eight degrees west forty perches to a post; thence by line of land of Thomas Smith north thirty-eight degrees east forty perches to a post on Mill creek; thence by Smith's land south fifty-five degrees east forty-nine perches to a post; thence by same north forty-six degrees east ninety-three perches to a post on Mill creek; thence by Mill creek south eighty-four degrees east thirty perches to a hickory; thence by same south fifty-eight degrees east eighty perches to a locust, the place of beginning, be included and incorporated in the borough of Ligonier, and become a part of said borough, for all purposes, as fully as enjoyed by the citizens of the said borough.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 371.

An Act

To incorporate the Monroe County Co-operative Life Insurance Company.

Incorporation.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That all persons who may become members of an association under this charter, shall be and are hereby created a body politic, by the name, style and title of the Monroe County Co-operative Mutual Life Insurance Company, and by that name shall have perpetual succession, and be able to sue and be sued, and may have a common seal, and alter and renew the same at pleasure, and shall have all the powers and privileges enjoyed by other life insurance companies of this commonwealth.
Title.	
Powers and privileges.	
Membership.	SECTION 2. Any person between the ages of fifteen and sixty-five years, may become a member of the said association, under such rules and regulations as shall be adopted by the by-laws of the company, and by signing an agreement to pay one dollar and ten cents on the death of any member, and in default of payment thereof, after due notice in the manner prescribed by the by-laws, shall cease to be a member, and shall forfeit all rights, title and interest in any insurance in said company, together with the amount he or she previously may have paid.
Directors.	SECTION 3. The affairs of the company shall be managed by nine directors, five of whom shall constitute a quorum, and their officers shall be the officers of the company, and one-third of whom shall be elected annually for the term of three years; the following named persons shall be directors, and their terms of office shall determine as follows, namely: Jacob H. Fetherman, M. F. Coolbaugh and Kindamus Shupp, whose term of office shall expire at the first annual election; Peter Grover, E. B. Dreher and C. D. Brodhead, whose term of office shall expire at the time of the second annual election, and Henry R. Biesecker, R. S. Staples and William Fine, whose term of office shall expire at the time of the third annual election.
Election.	SECTION 4. The election for directors shall be held at Stroudsburg, in the county of Monroe, annually, on the first Monday of January, and each member shall be entitled to one vote, to be cast by him or herself in person or by proxy: <i>Provided,</i> His or her dues are all paid up.
Vacancies.	SECTION 5. Vacancies in the board of directors shall be filled by the board until the next annual election, where the same shall be filled by election for the unexpired term.
Investment of funds.	SECTION 6. The funds of the association shall be invested in United States bonds, bonds of the state of Pennsylvania, or

in judgment or first mortgage bonds on real estate in Monroe county; and the directors shall make out annually, a full statement of their transactions and the condition of the affairs of the said association, and publish the same in one or more of the papers published in the county of Monroe. Annual statement.

SECTION 7. The directors may organize at any time after obtaining this charter, by electing from among their own members one to be president, and shall from time to time, as may be necessary, elect a treasurer, a secretary and a solicitor, and may adopt such plan of insurance, and make such by-laws, and alter and rescind the same as to them may seem meet: Organization.
Officers, plan of insurance, &c.
Provided, They shall not conflict with this charter and the constitution and laws of this commonwealth.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 372.

A Supplement

To an act, entitled "An Act to incorporate the Pottstown Market Company," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the said market company to devote the room in their building, heretofore used as a public market, to such other purposes as they may deem expedient and proper: *Provided*, That such use be not in conflict with the laws of this state or of the United States.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 373.

A Supplement

To an act, entitled "An Act to incorporate the Sugar Valley Mutual Fire Insurance Company of Clinton county," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one.

WHEREAS, The act of assembly incorporating the Sugar Valley Mutual Fire Insurance Company of Clinton county, approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, limits the operations of said company to the townships of Logan and Green, in said county of Clinton; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the Sugar Valley Mutual Fire Insurance Company of Clinton county shall have power and authority to further extend its legitimate operations so as to embrace all of the territory of Clinton, Centre, Lycoming, Union and Snyder counties, in the state of Pennsylvania, with like effect in all respects as if the said limits had been duly fixed and determined in the original act of incorporation of said insurance company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 374.

A Supplement

To an act, entitled "An Act to incorporate the Western Pennsylvania Classical and Scientific Institute, at Mount Pleasant," approved the fifteenth day of March, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That section first of article second of an act, entitled "An Act to incorporate the Western Pennsylvania Classical and Scientific Institute, at Mount Pleasant," approved the fifteenth day of March, Anno Domini one thousand eight hundred and seventy-one, be amended so as to provide that the said institution of learning shall be under the management, direction, government and supervision of a board of trustees not exceeding twenty in number. Increase of number of trustees.

SECTION 2. That that portion of section fourth, of article third, relating to the powers of the board of trustees of said institution of learning, be amended so as to provide that the president, professors and tutors of said institute be elected, and their salaries fixed only by a majority of the whole number of trustees. Election and salaries of president, professors and tutors.

SECTION 3. That any portion of the law or laws inconsistent herewith is hereby repealed. Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 375.

I Supplement

To the act, entitled "An Act to incorporate the Douglassville and Yellow House Turnpike Road Company," approved the twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of paying the existing debt of the said company, and for thoroughly repairing and refitting their road, and for the general purposes of the said company, the president and managers of the Douglassville and Yellow House Turnpike Road Company be and they are hereby authorized and empowered to borrow such sum or sums of money as they may deem necessary, not exceeding in the whole the sum of five thousand dollars, and to secure the payment thereof by a mortgage on the road, estate, corporation privileges and franchises of said company. President and managers may borrow money.

SECTION 2. That from and after the passage of this act it shall and may be lawful for the president and managers of Tolls, relative to

the Douglassville and Yellow House Turnpike Road Company to cause to be collected and received of and from all and every person or persons using said turnpike road, a rate of toll not exceeding one and one-half per cent. per mile for each horse, mule or ox rode, led, attached to or drawing any wagon, cart, sleigh, sled or other vehicle, without regard to the width of tire of wagons or vehicles passing over the same; and that said company shall have the privilege of charging tolls for the fractional part of a mile traveled, and not held liable for the fractional part of a cent in making change for toll charged.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 376.

An Act

To increase the pay of county auditors for the county of M'Kean.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of January, one thousand eight hundred and seventy-three, the county auditors of M'Kean county, shall each be entitled to receive from the county treasury of said county, three dollars per day for each day necessarily employed in the duties of their office.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 377.

An Act

Relating to the county commissioners of Cambria county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Cambria shall assemble at the seat of justice thereof, on the third Monday of November in each year, for the purpose of organization, when each newly elected commissioner shall produce a certificate, under the hand and seal of the clerk of the court of quarter sessions of Cambria county, of his election and qualifications as now provided by law. Organization of board, relative to.

SECTION 2. That from and after the third Monday of November, one thousand eight hundred and seventy-two, the compensation of the commissioners of Cambria county shall be four hundred dollars (\$400) per annum, in lieu of the daily compensation now allowed them by law. Compensation.

SECTION 3. That the said commissioners of Cambria county shall have power to employ, for their assistance, a competent clerk, whose annual compensation shall not exceed the sum of six hundred dollars. Clerk.

SECTION 4. That all acts and parts of acts inconsistent with the provisions of this act are hereby repealed. Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 378.

An Act

To incorporate the Germania Sick Relief Society of Allegheny city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, Dumas Lutz, R. C. Olmley, John Born, Joseph Debacher, John Froelich, Commissioners.

Antony Zeigler, William H. Kreamer, Antony Schmidt, Earnst Luft, George Rieseck, Philip Schmidt, August Weidman, all of the county of Allegheny, are hereby appointed commissioners, who or any five of them are authorized and empowered to establish a company for the relief of the sick, to be located in the city of Allegheny, Allegheny county, Pennsylvania, by the name, style and title of the Germania Sick Relief Society, with a capital stock twenty thousand dollars, with the privilege of increasing to two hundred thousand dollars.

SECTION 2. The company shall be organized and managed according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and be limited to risks of sickness and accidents; twenty per cent or five dollars per share shall be paid at the time of subscription in lawful money of the United States, the residue to be paid as the by-laws of the corporation shall direct.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 379.

An Act

To incorporate the Wheatland Hall and Market Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles A. Wood, James T. Wood, J. F. McClellan, Samuel McClure, H. C. McCoy, Edward Clark, J. P. Reed, A. V. Baldwin, C. Lewis and Jacob Shroffner, and associates and successors, be and they hereby are created a body politic and corporate in law and in fact, by the name and style of the Wheatland Hall and Market Company, and by that name they shall have perpetual succession, to sue and be sued, have a common seal, and to purchase, have, hold, receive and enjoy in fee simple, such real and personal estate as may be deemed necessary for the ownership, use, management and maintenance of the hall and market house in the village of Wheatland, Pennsylvania, and for the accommodation and use of

any parties who may be desirous of renting and occupying the same.

SECTION 2. That the capital stock of said corporation shall consist of four hundred shares, at fifty dollars a share: *Provided*, Such stock may be increased to eight hundred shares by a vote of the majority of the stockholders. Capital stock.

SECTION 3. The corporators herein named, or any three of them, may open books of subscription to the capital stock hereof, under such regulations as they may deem best, and when two hundred shares of stock is subscribed, the corporators having charge of the books of subscription, shall, by giving seven days' public notice, call a meeting of the stockholders for the election of officers. The stockholders, when assembled, shall elect from their number one president, one treasurer, one secretary and six directors, who, together, shall constitute a board of management, and shall have the control and management of the affairs of said company; they shall have power to make by-laws, appoint any additional officers or agents that may be necessary, fill vacancies in their own body, and provide for the time and manner of an annual election of the officers composing such board of management. Subscriptions.
Election of officers.
Board of management and its powers.

SECTION 4. Said board shall have power to call in the capital stock by such assessments and instalments as they may deem proper, and to expend the same in the purchase of real and personal estate, and erect such buildings as they may deem best and suitable for carrying out the purposes of this corporation, and do all things which may be necessary for its success and profit, the same as though herein specially set forth and authorized. Further powers of board.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 380.

An Act

Relating to the county of Pike, empowering the commissioners thereof to levy an additional tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the commissioners of Pike county, be and are hereby authorized and empowered to levy and collect a tax, in addition to the tax now authorized by law to be levied and collected for county purposes, not exceeding ten mills on the dollar of the valuation of taxable property assessed, for a period not to exceed fifteen years, for the purpose of paying the indebtedness of said county in building a new court house and for other purposes: *Provided*, The tax hereby authorized to be levied and collected shall not be the basis for the levying of any additional school tax or other tax.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 381.

An Act

To fix monthly return days in the courts of Clarion county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That every writ, for the commencement of an action, issued out of the court of common pleas of Clarion county, shall bear date on the day of the issuing thereof, and may be made returnable as follows, to wit: On the fourth Monday of each and every month, as well as the first day of each and every term of said court, except summons in partition, which shall be returned on the first day of the then next term; and such process may be directed to be returned to either of the said monthly return days, which may happen before the next term, or to the first return day of the next term, at the option of the party taking out the same, or in case there should not be ten days between the issuing thereof and the first day of the next term, the same may be made returnable on any Friday of the term, or on the next monthly return day thereafter, or to the first day of the next succeeding term; and in all suits instituted in said court, when returns of such process are directed to be made to a monthly or other return day, the party obtain such return, file declarations and other pleadings, take judgments for want of appearance or affidavits of defence, put causes at issue and have them tried, and do all other matters and things in the prosecution of suits that might be done

if the said writs had been returned on the first day of any term of said court; and the stay of execution allowed by the third and fourth sections of the act, entitled "An Act relating to executions," approved June sixteenth, one thousand eight hundred and thirty-six, shall count from the return day to which the original process issued was made returnable.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 382.

A Supplement

To an act relating to livery stable keepers in Allegheny, Berks and Westmoreland counties, extending the provisions of said act to Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act of assembly, entitled "An Act relating to livery stable keepers in Allegheny, Berks and Westmoreland counties," approved the twenty-third day of August, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby extended to the county of Schuylkill.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 383.

A Further Supplement

To an act appointing commissioners to lay out and open a state road in the counties of Potter and Clinton, approved March sixteenth, one thousand eight hundred and sixty-five.

Additional commissioners appointed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Edgar Munson, George W. Lentz and Henry White, be and they are hereby appointed commissioners, in addition to and with like authority as those named in said act and the supplements thereto.

To extend road

SECTION 2. That the commissioners of said state road are hereby empowered and directed to extend the same, by laying out and opening the same from North Point to Renovo, in Clinton county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 384.

An Act

Giving bounties for fox scalps and other animals in the county of Blair.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act any person or persons who may kill any fox or foxes, wild cats, mink, weasel, hawk, pole cats, owls or crows, within the county of Blair, in this commonwealth, and who shall produce the scalp or scalps, having the ears thereon, before any justice of the peace in and for said county, it shall be the duty of the said justice to examine such person or persons, on oath or affirmation, touching the time when and place where such fox or foxes, wild cats, mink, weasel, hawk, pole cats, owls or crows was or were

taken and killed, and if the same shall be found to be within the bounds of said county, it shall be the duty of such justice to certify the same to the commissioners of said county, who shall immediately draw their warrant on the county treasurer for the sum of three dollars for each scalp of a wild cat, one dollar and fifty cents for each scalp of a fox, without regard to age, fifty cents for each scalp of a mink, fifty cents for each scalp of a weasel, fifty cents for each scalp of a hawk, fifty cents for each scalp of a pole cat, fifty cents for each scalp of an owl, and twenty-five cents for each scalp of a crow, and it shall be the duty of the treasurer of said county, and he is hereby directed to pay the amount of said order; all laws conflicting with the same are repealed in said county of Blair.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 385.

An Act

To increase the pay of the commissioners of the counties of M'Kean, Clinton and Elk.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the approval of this act the pay of the commissioners of the counties of M'Kean, Clinton and Elk, shall be three dollars per diem, for every day necessarily employed in the discharge of the duties of their office, in lieu of two dollars and fifty cents per diem, now allowed by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 386.

An Act

To vacate Quarry street, in the borough of Sewickley, in the county of Allegheny.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That Quarry street, north-easterly from Hopkins street, in the borough of Sewickley, in the county of Allegheny, be and the same is hereby vacated and laid aside forever, and the title to the said land over which the vacated street passes, is hereby vested, in fee simple, in the owners of the adjoining property on each side of said street to the middle thereof.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 387.

An Act

To authorize the vacation of a portion of Chestnut street, in the borough of Temperanceville, Allegheny county.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the councils of the borough of Temperanceville shall be, and are hereby authorized to vacate, by ordinance, such portion of Chestnut street, in said borough, formerly the Pittsburgh and Stubenville turnpike road, as laid out by the Pittsburgh and Stubenville Turnpike Company and the owners of lots, as said councils may deem proper, to make said street or any part thereof the width of fifty feet, and the portion of said street so vacated shall revert to the owners of property abutting thereon.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 388.

An Act

Relative to road and bridge viewers in Lebanon county.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That the number of road and bridge viewers hereafter to be appointed by the court of quarter sessions of Lebanon county, shall be three, all of whom shall view, and a majority decide in all cases of view, review or any subsequent view ; they shall receive two dollars each per day for their services, to be paid by the petitioners asking for the appointment of viewers or reviewers.

Number of viewers.

All to view and majority to decide.

Compensation.

SECTION 2. That before any view in any of the above mentioned cases shall be had, public notice of the time and place of the meeting of viewers shall be given by advertisements, put up in five or more of the most public places in the township through which the said road is proposed to be laid out, for at least ten days before the meeting of the viewers or reviewers.

Notice of meeting.

SECTION 3. That if the viewers shall decide in favor of locating a public road, they shall endeavor to procure from the owner or owners of land over which it shall pass, releases in writing, of all claims to damages that may arise from opening of the same, and if they fail to procure such releases, they shall assess the damages if any to be done, to person or persons through whose lands the road passes, and return their report, with all the proceedings to the court, to be filed of record ; and in case damage is claimed, the said viewers shall have power to examine witnesses as to the amount of actual damage which may be sustained in laying out and opening said road ; and the persons feeling aggrieved by the report of the viewers, shall have the right to petition for review or re-view, in the same manner as the law now provides.

To obtain releases or assess damages.

To report to court.

May examine witnesses.

Persons aggrieved may petition for review.

SECTION 4. That if the court shall be satisfied that the amount of damages assessed in any case is such, that the public interest will be subserved by its payment and the opening of the road, they shall confirm such view, review or subsequent view or assessment, which shall be paid in same manner as by law road damages are now paid in said county ; but if the said court shall not be so satisfied, the report shall not be confirmed unless the damages be first paid by the petitioners or other parties interested : *Provided,* The provisions of the foregoing sections shall not apply to the borough of Lebanon, or borough of Jonestown, in Lebanon county.

Confirmation of report, and payment of damages.

Not to apply to Lebanon or Jonestown.

SECTION 5. And that the same number of viewers shall be appointed as stated in first section, for the inspection of any bridge built by the county of Lebanon under contract, with

Viewers for inspection of bridges.

like power in relation thereto as is now provided by the laws of this commonwealth.

• Repeal.

SECTION 6. That all laws inconsistent with the provisions of this act are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 389.

An Act

For the protection of farmers against the ravages of wild cats in the county Forest.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passing of this act, any citizen of the said county of Forest, who shall kill any wild cat within the bounds of said county, and who shall produce the ears of such wild cat before any justice of the peace of the said county, it shall be the duty of the said justice to examine said citizen on oath or affirmation, touching the time when, and the place where such wild cat was caught and killed, and if the place of such catching and killing shall be found to be within the bounds of the said county, it then shall be the duty of such justice to give such citizen a certificate of the fact to the commissioners of the county, who shall draw their order for two dollars (\$2) on the county treasurer, for each and every wild cat so as aforesaid killed, and it shall be the duty of said treasurer, and he is hereby directed, to pay the amount of said order out of any money there may be in the treasury for county purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 390.

An Act

For the protection of sheep in the county of M'Kean.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act, it shall be the duty of the commissioners of M'Kean county, and they are hereby required to cause an accurate return to be taken, annually, by the assessors of the several townships and boroughs within the said county, of all dogs over four weeks old owned or possessed by any person within their respective townships and boroughs, particularly noting the number owned or possessed by each person, and kept about any one house; and when the said commissioners shall have so ascertained the number of dogs aforesaid, they shall levy and cause to be collected, annually, from any persons owning or possessing one dog, one dollar, and for every additional dog kept about the same house, two dollars, and for every female dog or bitch, five dollars, at the same time, and in the same manner, that the county rates and levies are collected, and the same fees shall be allowed for collection; and it shall be the duty of the county treasurer to keep separate accounts of the money arising from the tax on dogs, and the said money shall be and is hereby appropriated as a fund for the following purposes, viz: First. The fees for collector shall be deducted. Second. The commissioners shall appropriate a sufficient amount of said funds to defray all necessary expense for furnishing books, and for keeping correct accounts of the damages sustained by persons from dog or dogs returned to them by the appraisers under this act. Third. The balance of said fund for remunerating the inhabitants of said county for any loss they shall sustain after the passage of this act, by sheep being destroyed or injured by dog or dogs.

County commissioners to cause return of dogs to be taken.

Tax to be levied and collected.

How appropriated.

SECTION 2. That every dog kept or staying about any house, shall be deemed sufficient evidence of ownership, to authorize the assessor to return the person inhabiting said house as the owner or possessor of such dog, and every dog not returned shall be deemed to have no owner, and may be lawfully killed by any person seeing said dog running at large.

Evidence of ownership.

Dogs not returned may be killed.

SECTION 3. That when any inhabitant of said county shall have any sheep destroyed or injured by a dog or dogs, the appraisers mentioned by this act are hereby authorized and required to view and ascertain the amount of damage sustained by the owner of such sheep destroyed or injured as aforesaid; and when they have ascertained the legality of the claim, and the damage so sustained, they, or any two of them, shall certify the same, under their hands and seals, to the commissioners of the said county, who shall file and number the

Assessment of damages caused by destruction of sheep.

To be certified to county commissioners, and filed.

Warrant to be drawn for amount certified.

Proviso.

Appraisers not to make certificate in certain cases, until suit is brought, &c.

Persons suffering losses may make complaint to justices.

Appraisers to be appointed.

Their powers and duties.

Right to compensation forfeited if dogs are not returned.

Compensation of appraisers.

Appraisers to be sworn.

Penalty for keeping dog not returned.

same, and make a memorandum of the day when filed in a book kept for that purpose; and whenever there is any money in the treasury unappropriated for the purposes specified in the first and second specifications of the first section of this act, of any money arising from the tax on dogs, they shall draw that warrant on the county treasurer for the amount so certified: *Provided*, That this act shall not be so construed as to repeal any law now in force providing for the collection of damages done to sheep by dogs from the owner or owners thereof: *And provided further*, That the appraisers shall not certify an appraisal of damages to the county commissioners for payment as aforesaid, as in any case in which, in their opinion, there is sufficient proof to charge the owner or owners of dogs, who are solvent, with the damages aforesaid, under existing laws, until such suits shall have been brought, tried and judgment entered against the plaintiff.

SECTION 4. That when any inhabitant of the county aforesaid shall have any sheep destroyed or injured by a dog or dogs, he or she may make complaint, under oath or affirmation, to one of the justices of the peace of his or her township, borough, or said city, who shall thereupon appoint three judicious and disinterested appraisers of said damage, who shall have full power and authority to examine as witnesses any person or persons who shall appear before them respecting the premises, upon oath or affirmation, to be by them administered; and it shall be the further duty of the said appraisers, and they are hereby required, to ascertain whether the owner of the sheep, so destroyed or injured, owns, possesses or keeps a dog or dogs about his or her premises, and shall make report of the fact, together with the appraisal of damages aforesaid, to the commissioners of the said county; and if it shall appear to the said commissioners that the owner aforesaid did not make a true return to the proper assessor of the said dog or dogs, the said owner shall not receive any part of the said damages, but shall be liable for the justice fees and the appraisers' per diem.

SECTION 5. That the persons so appointed appraisers shall severally receive for their services the sum of two dollars per day while engaged in the performance of their duties under this act, which sums shall be added to and paid with the damages so appraised; and the said appraisers, after their appointment and before they enter upon the performance of their duties enjoined by this act, shall severally take and subscribe before the said justice, an oath or affirmation, that they will faithfully and impartially perform all of their said duties to the best of their judgment and ability, which said certificate shall be immediately filed in the office of the county commissioners.

SECTION 6. That if any person in said county shall permit any dog or dogs to be kept or remain about his or her premises that is not returned by him or her to the assessor, such person shall be liable to pay a fine of five dollars for each and every dog, to be recovered in a suit in the name of the commonwealth, before a justice of the peace, as debts of like amount are by law recoverable, one-half thereof to be paid to

the informer, and the other half to be paid to the county treasurer, to be placed by him in the fund of taxes on dogs.

SECTION 7. That any dog seen in an enclosure where sheep are kept within said county, except when in company with the owner or some member of his or her family, may be lawfully killed. Dogs seen within sheep enclosures may be killed.

SECTION 8. That should the fund arising from tax on dogs aforesaid accumulate in the treasury to an amount beyond what the county commissioners may think necessary to carry out the provisions of this act, they shall have power and they are hereby required, as often as such contingency occurs, to proceed to set apart such surplus for common school purposes, and to divide the same among the several school districts within the said county, in proportion to the number of taxable inhabitants in each of the said school districts, and shall draw their warrant in favor of the school treasurers of the respective school districts for their proportions of the sum, to be paid out, accounted and settled for by the said school treasurers as the common school fund is paid out, accounted and paid for. Surplus moneys to be divided among school districts

SECTION 9. That dogs in the said county are hereby declared to be personal property, and shall be as much the subject of larceny as any other kind of personal property whatever. Dogs declared personal property.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 391.

An Act

Relative to the establishment of a law library in the county of Monroe.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all fines, amercements and penalties imposed by the courts of Monroe county, and all recognizances declared forfeited by said courts, which under the existing laws are not payable to the commonwealth of Pennsylvania for its own use, are hereby directed to be paid to the committee hereinafter named, for the establishment and maintenance of a law library, to be kept in the court house or other county house of said county, for the use of the court and bar thereof: *Provided however,* That this act shall not be construed to impair or affect any claim for costs or for damages to which any person may, under existing laws, be entitled to out of such for- Appropriation of certain fines and penalties. Proviso.

feited recognizance, for injuries sustained by such person by the commission of the crime of misdemeanor on account of which such recognizance may have been given.

Money to be expended under direction of committee.

SECTION 2. The money thus arising shall be expended from time to time, under the direction of a committee composed of three resident members of the bar of said county, to be appointed by the court of common pleas of said county at the next term immediately after the passage of this act, said committee to continue until the next succeeding first day of January, and the said court shall annually, at the last term of said court in each year, appoint said committee to serve from the first day of January then ensuing for one year: *Provided*, That said court shall have power to fill any vacancy which may occur in said committee by reason of death or otherwise.

Vacancies.

Rules and regulations.

SECTION 3. The said court shall from time to time, adopt such rules and regulations as may be necessary or expedient for the proper use and preservation of said library, and shall require said committee annually at the last term of said court in each year, as well as at other times when it may be deemed expedient, to present to the court a detailed account in writing of their doings, showing the condition of their library, number of volumes, and such other information as may be required, together with a statement of all moneys received or expended by them during the year; which report shall be inspected by the court, and remain open to exceptions until the first day of January then next ensuing, after which, if no exceptions are filed, the same shall be filed among the archives of said library; and all funds and property belonging to said library in the hands of said committee shall be immediately handed over to their successors, which duty may be enforced in case of default by attachment or otherwise as the court may direct.

Committee to report to court.

Property in hands of committee to be turned over to successors.

County commissioners to designate room for library.

SECTION 4. The commissioners of said county are required as soon as practicable, to designate a room in the court house or other county house of said county for said library, from whence the books of said library shall not be removed except by order of the court, in term time, or in accordance with the rules and regulations adopted as above directed; and the clerk of the court of quarter sessions is required to prepare within ten days after the close of each term of said court, two certified lists of all recognizances forfeited during said term, one of which lists he shall deliver to the committee aforesaid, and the other to the district attorney of said county; and it shall be the duty of said district attorney to proceed forthwith to collect the amounts thereof, and pay the same to the said committee.

Duty of clerk of quarter sessions.

Duty of district attorney.

Repeal.

SECTION 5. All laws inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 392.

An Act

Relating to boarding house keepers in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on and after the passage of this act all proprietors of hotels, inns, boarding houses, lodging houses, et cetera, within the county of Allegheny, in addition to the remedies now provided by law, shall have the right to attach wages due or owing to such persons as may be indebted to them for boarding, not exceeding the amount of four weeks, and any sum so due may be attached, but shall not be paid until the judgment is first had for such amount as may be due upon such attachment; and justices of the peace shall have jurisdiction of attachment in case for such purpose.

May attach
wages of per-
sons indebted
for board.

SECTION 2. All acts or parts of acts inconsistent herewith be repealed and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 393.

A Supplement

To an act, entitled "An Act to amend the road laws in the township of Damascus, in the county of Wayne, and to legalize the acts of certain officers of said township," approved February twenty-eighth, one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the approval of this act the overseers of the different districts of the township of Damascus, in the county of Wayne, shall be authorized and empowered to collect from each and every person whose road tax amounts to the

sum of one dollar, the sum of two dollars, or to require such person to furnish one day's work or labor on the public roads of said township in lieu thereof; and for each and every dollar road tax levied or assessed in said township, the person or persons upon whom said tax is levied shall pay the sum of two dollars to the overseers of the district in which such person resides, or furnish one day's work or labor for each dollar so assessed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 394.

An Act

To establish a ferry over the Ohio river, at Shousetown, in the township of Crescent, in the county of Allegheny and state of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. H. Porter, his heirs and assigns, shall have the right and privilege, at their own expense, to make good and convenient landings on the north-east and south-west sides of the Ohio river, at or near the borough of said Shousetown, in said county of Allegheny, from and opposite Ferry street, in said Shousetown, on the south-west side of said river to a point opposite, being the terminus of a township road between the lands of D. Leet Shields and John K. Wilson, and to use the river between said points as a public ferry: *Provided,* That said landings shall not obstruct the ascending or descending navigation.

Ferry authorized.

To be kept in good order.

SECTION 2. That the said R. H. Porter, his heirs and assigns, shall keep the said ferry in good order and repair, fit for the transportation of travelers and transportation and passage of teams and carriages of all descriptions, and keep good and sufficient flats and skiffs, and competent and careful ferry-men, who shall constantly, as occasion may require, attend for the purpose of carrying passengers, teams and carriages across the river with all reasonable diligence and care.

Penalty for destroying boats.

SECTION 3. That if any person or persons, shall wilfully destroy any rope or boats or other property, or shall take from

its moorings any craft or boat belonging to said ferry, he, she or they so offending, shall each of them forfeit and pay to the said R. H. Porter, his heirs and assigns, the sum of twenty dollars in addition to all damages sustained by the said R. H. Porter, their heirs or assigns, to be recovered as deeds of like amount are recoverable.

SECTION 4. That all other persons are hereby prohibited from using the said river for the purpose of a public ferry eight hundred yards above, and eight hundred yards below the said ferry; and any person or persons violating the provisions of this act, shall forfeit and pay to the said R. H. Porter, his heirs and assigns, the sum of one dollar for every traveler, team, head of cattle, horse or carriage carried over the river within the said above named bounds: *Provided*, That the privileges hereby granted shall continue no longer than twenty years, and that the said ferry and owners thereof, shall be subject to all general laws of this commonwealth regulating ferries. Prohibition.
Forfeiture.
Limitation.
Subject to.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 395.

An Act

Relating to collection of poor taxes in Zerbe township, in the county of Northumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any poor taxes assessed on any unseated lands in Zerbe township, in the county of Northumberland, shall not be voluntarily paid by the owner or owners thereof, the collector or overseer of the poor of the said township, as the case may be, shall certify the same to the proper county commissioners as is now directed in the case of road and school tax, and the commissioners shall enforce the collection thereof, with the taxes assessed on unseated lands for county purposes, and when so collected, said tax shall be paid to the overseers of the poor of said township, by orders drawn on the county treasurer: *Provided*, That the poor taxes for the years one thousand eight hundred and seventy, and one thousand eight hundred and seventy-one, remaining unpaid, shall be returned by the respective overseers or collectors before the first day

of May, one thousand eight hundred and seventy-two, and included in the sales for taxes to be made by the treasurer in June, one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 396.

An Act

To authorize the governor to incorporate a company to erect a bridge over the Allegheny river, from Graham's Landing, in Clarion county, to Parker's Landing, at or near the ferry, in Armstrong county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.

That H. R. Fullerton, John M'Laughlin, Peter Piersol, R. J. Nicholson and A. B. M'Lain, be and are hereby appointed commissioners to perform the several duties hereinafter mentioned, that is to say, they shall on or before the first day of June next, procure a book and enter therein as follows: We whose names are hereunto subscribed, do promise to pay unto the president, managers and company for erecting a bridge over the Allegheny river, from Graham's Landing, in Clarion county, to Parker's Landing, at or near the ferry, in Armstrong county, the sum of fifty dollars for every share of stock set opposite to our names respectively, in such manner and proportions, and at such times and places as may be determined by the president and managers, in pursuance of an act of the general assembly, entitled "An Act to authorize the governor to incorporate a company to erect a bridge over the Allegheny river, from Graham's Landing, in Clarion county, to Parker's Landing, at or near the ferry, in Armstrong county; witness our hands and seals the—day of—in the year of our Lord one thousand eight hundred and seventy-two; and shall thereupon give notice in one newspaper published in Armstrong or Clarion county, for at least twenty days, when and where the said books shall be opened to receive subscriptions for the stock of said company, at which respective times and places, at least two of the said commissioners shall attend and permit all persons of lawful age to subscribe in said book, until the number of one thousand shares shall have been subscribed, after which the books shall

Form of subscriptions

Notice.

Subscriptions.

be closed : *Provided*, That every person offering to subscribe in said books in his or her own name, or in the name of any other person, shall previously pay to the attending commissioners the sum of three dollars for every share to be subscribed, out of which shall be defrayed the expenses attending the taking such subscription and other incidental charges, and the remainder shall be paid over to the treasurer of the corporation as soon as the same shall be organized and the officers as hereinafter directed shall be chosen.

SECTION 2. That the said company shall be organized under the name, style and title of the Parker's Landing Bridge Company, and that the capital stock of said company shall be one hundred thousand dollars, to be divided into shares of fifty dollars each, with power to increase the said capital stock and number of shares to an amount sufficient for the erection of said bridge and the approaches thereto; the said company are hereby authorized to borrow any sum of money not exceeding fifty thousand dollars, and to issue bonds for the same, at a rate of interest not to exceed eight per cent. per annum.

SECTION 3. When twenty or more persons shall have subscribed five hundred shares or more, the commissioners, or a majority of them, shall certify under their hands and seals, the names of the subscribers, and the number shares by each subscribed to the Governor; and thereupon it shall be lawful for the Governor by letters patent, under his hand and seal of the state, to erect and create the subscribers into one body politic and corporate, in deed and in law, by the name, style and title of the Parker's Landing Bridge Company, and by the said name the subscribers shall have perpetual succession, and all the privileges and franchises incident to a corporation, and shall be capable of taking and holding their said capital stock and the increase and profits thereof, and of enlarging the same by new subscriptions, in such manner and form necessary to fulfill the interests of this act, and of purchasing, taking and holding to them and their successors and assigns, in fee simple, or for any less estate, such real and personal property as shall be found necessary and convenient to them in the prosecution of their work, and the same to sell and dispose of at their pleasure, and of doing all and every other thing which a corporation or body politic may lawfully do.

SECTION 4. That any three of the persons named in the letters, shall, as soon as conveniently may be after the sealing of the same, give notice in one or more newspapers printed in Armstrong or Clarion county, of the time and place by them to be appointed, not less than twenty days from the date of the first notice, at which time and place the said subscribers, or as many of them as may attend, shall proceed to organize the said corporation, and shall choose, by a majority of votes of the subscribers present, by ballot to be delivered in person or by proxy duly authorized, three managers and one treasurer, for the term of one year from the aforesaid election, and yearly and every year thereafter, the said subscribers shall proceed to ballot as aforesaid, for three managers and one treasurer; that the said managers so elected and appointed shall meet within twenty days from the date of such

Amount to be paid at time of subscribing.

Title.

Capital stock.

May borrow money and issue bonds.

Certificate to Governor.

Letters patent.

Powers and privileges.

Organization.

Election of managers and treasurer.

President. election, and select one of their number as president for the current year; and in case of death, removal or resignation of any president, manager or treasurer, the board of managers shall choose another to supply the vacancy; they may make and have one common seal, and the same may alter or renew at pleasure, and make by-laws, rules and regulations, not inconsistent with the laws of this state, or of the United States, as shall be necessary for the well-ordering of the affairs of the corporation: *Provided*, That every stockholder shall be entitled to one vote for each and every share he, she or they may hold, if the number shall not exceed five, and one vote for every three shares above five, and under twelve, and two for every ten shares over twenty: *Provided*, That no stockholder shall be entitled to more than twelve votes: *Provided*, That no person shall be permitted to vote at any election unless he or she shall have paid all the instalments called for and then due on their respective shares.

Certificates of stock.

SECTION 5. That the president and managers shall procure certificates of stock in the said company, which shall be signed by the president and countersigned by the treasurer, and sealed with the seal of the corporation; and each stockholder shall be entitled to a certificate for each share by him subscribed or held, on paying to the treasurer the sum due thereon, which certificate shall be transferable either by the owner in person or by his attorney duly authorized in the presence of the president or the treasurer, for the time being, subject however to the payments due or growing due thereon; and the person to whom such transfer shall be made shall stand in the place of the former holder, and be entitled to the same privileges and liable to the same responsibilities.

Transfers.

Neglect to pay instalments.

SECTION 6. That if any stockholder, after thirty days' notice in one or more newspapers published in the county of Clarion or Armstrong of the time and place for the payment of any instalment of said capital stock, shall neglect to pay such instalment at the time appointed, every such stockholder, or his assignee, shall, in addition to the sum so called for and due, pay at the rate of three per cent. per month for every delay of such payment; and if the said payment and the aforesaid percentage remain unpaid for a longer period than two months after notice as aforesaid, then the share or shares so unpaid for shall be forfeited to the company, and may, at the option of the managers, be sold for such amount as can be obtained therefor, or said managers may sue for and recover the same before any justice of the peace or before any court of competent jurisdiction.

May occupy lands for erection of bridge, and make roads.

SECTION 7. That it may be lawful for the president and managers, and persons employed by them, to enter upon any lands or enclosures for the purpose of locating the said bridge, and to occupy so much of said lands as they may deem necessary for erecting the same; also, they shall have power to make roads from the same, as they may think proper, to connect with the nearest public road to said bridge, paying the owners of such lands a just compensation for the same, and for all damages for injury done thereby; also, to search for, procure and take away all stone and earth or other material

necessary for constructing or repairing said bridge and roads leading thereto, doing no unnecessary damage, and paying a just compensation for the same; which said compensation or damage shall be assessed by three disinterested persons, one to be chosen by each party, and those two to choose the third if the said parties cannot agree on the same themselves: *Provided*, That said bridge shall be constructed so as not to interrupt or impede the navigation of said stream.

May take material for construction of bridge and roads.
Damages.

Navigation not to be obstructed

SECTION 8. When the said bridge is completed the property of the same, with its appendages, shall be vested in the said company and their successors forever, with power to erect gates and side, and such buildings as may be necessary for a toll collector, and to demand and receive toll from travelers and others at said bridge, at the same rates contained in the third section of an act, entitled "An Act to establish a ferry over the Allegheny river at Franklin, in the county of Venango," approved the seventeenth day of March, Anno Domini one thousand eight hundred and sixty-four: *Provided*, That if any person or persons shall wilfully ride, drive or lead any horse or other animal faster than a walk when crossing said bridge, he, she or they so offending shall, for every such offence, forfeit and pay the sum of five dollars, to be collected for the use of said company as fines of like amount are by law recoverable.

On completion of bridge, property to be vested in company.
May erect gates and collect tolls.

Rates.

Penalty for fast riding or driving.

SECTION 9. That if any person shall wilfully pull down, break or injure any part of said bridge, or toll-house or other property of said company, or shall wilfully or maliciously obstruct or impede the passage of said bridge, he, she or they so offending shall each of them forfeit and pay, for each such offence, to said corporation, the sum of twenty dollars, to be recoverable before any justice of the peace as debts of like amount are by law recoverable, but without stay of execution or relief from any law of this commonwealth exempting property from levy and sale for debts.

Penalty for injuring property or obstructing passage of bridge.

SECTION 10. That if the said company shall not proceed to carry on the said work by commencing the same within six months after they shall have been incorporated, or shall not, within the space of five years thereafter, complete the said bridge, it shall be lawful for the legislature of this commonwealth to resume all and singular the rights, liberties and privileges hereby granted to the said company.

Commencement and completion.

SECTION 11. This act shall be and is subject to all the restrictions and provisions, together with all the immunities, rights and privileges contained in the act, entitled "An Act regulating bridge companies," approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-five, except so far as they are hereby altered or supplied.

Subject to.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 397.

An Act

To incorporate the Mutual Life Insurance Company of Pittsburg, Pennsylvania.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That James Gordon, J. T. Stockdale, John F. Dravo, D. C. Hultz, J. V. M'Donald, Joseph Kirkpatrick, James Lyons, W. F. Gardner, W. P. Logan, Isaac W. Reed, E. Fawcett, Jake Hill, John Birmingham, A. M'Farland, S. H. Hartman, H. M. Dunlap, William Hamilton, W. H. Berger, Daniel Swoger, W. J. Langfelt, Thomas H. Hunter, Joseph Horner, B. F. Kennedy, James Welsh, W. M. Porter, C. Berringer, Jacob H. Walter, M. J. Montgomery, Peter Hutchinson, J. S. Atterberry, Thomas Burchfield, Samuel Dyer, M. B. Suydam, W. J. Kuntz, W. G. Gibson and Lucius Osgood, their associates, successors and assigns are hereby created a body politic and corporate in law, under the name, style and title of the Mutual Life Insurance Company of Pittsburg, Pennsylvania, and by that name shall have perpetual succession, shall have a corporate seal, and be able to sue and be sued, implead and be impleaded in all courts of record and elsewhere, to purchase, receive, have, hold and enjoy to them and their successors, such real estate as may be required by said company to carry out the objects of the said corporation.
Title.	
Privileges.	
Power to insure.	SECTION 2. The corporation hereby created shall have the power to insure their respective lives, and to make all and every insurance appertaining to or connected with life risks, and to grant and purchase annuities.
By whom corporate powers to be exercised. Trustees.	SECTION 3. All the corporate powers of the said company shall be exercised by a board of trustees, and such other officers and agents as they may deem necessary; the board of trustees shall consist of thirty-six persons, all of whom must be citizens of this state; they shall elect a president, vice president, treasurer, secretary, medical director, attorney and actuary, annually, and shall appoint such other officers and agents as they may deem necessary, and they shall have power to declare by by-law what number of trustees, less than a majority of the whole, but not less than five, shall be a quorum for the transaction of business.
Officers and agents.	
Quorum.	
First trustees.	SECTION 4. The persons named in the first section of this act shall constitute the first board of trustees.
Classification of trustees.	SECTION 5. The trustees shall, at their first meeting, divide themselves by lot into four classes, of nine each; the term of the first class shall expire at the end of one year; the term of the second class shall expire at the end of two years; the term of the third class shall expire at the end of three years; the term of the fourth class shall expire at the end of four years,

and so on successively each and every year; the seats of these classes shall be supplied by the members of this corporation, a plurality of votes constituting a choice, but an insurance of at least one thousand dollars in amount shall be necessary to entitle any member to a vote; this section shall not be construed to prevent a trustee going out from being eligible to a re-election; the board of trustees may fill any vacancies in their number occasioned by death, resignation or removal from the state; the election of trustees shall be held on the first Monday of December, in each year, at such place in the city of Pittsburgh as the board of trustees shall designate, of which they shall give at least fourteen days' previous notice in two of the public newspapers printed in the said city; and the board of trustees shall, at the meeting previous to said election, appoint one person as judge and two persons inspectors, who shall be members of said corporation, to preside at such election, and if the judge or either of said inspectors decline or fail to attend, the presiding officer shall appoint others to fill such vacancies.

Votes.

Vacancies.

Election of trustees.

SECTION 6. Every person who shall become a member of this corporation by effecting insurance therein, shall, the first time he effects insurance, and before he receives his policy, pay the rates that shall be fixed upon and determined by the trustees; and no premium so paid shall ever be withdrawn from said company, but shall be liable to all the losses and expenses incurred by this company during the continuance of its charter; but the trustees shall have the right to purchase, for the benefit of the said company, all policies of insurance or other obligations issued by the company.

Members to pay rates before receiving policies.

Premiums not to be withdrawn

Trustees may purchase policies.

SECTION 7. The trustees may determine the rate of insurance, and the sum to be insured.

Rate of insurance, &c.

SECTION 8. It shall be lawful for the said corporation to invest the said premiums in the securities designated in the following section, to sell, transfer and change the same, and re-invest the funds of said corporation when the trustees shall deem expedient.

May invest premiums.

SECTION 9. The whole of the premiums received for insurance, by said corporation, shall be invested in bonds and mortgages on unincumbered real estate within the state of Pennsylvania, and in United States and state of Pennsylvania securities; the real property to secure such investment of capital shall, in every case, be worth twice the amount loaned thereon.

How premiums to be invested.

SECTION 10. This act shall take effect immediately.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 398.

An Act

Allowing to school teachers the time and wages whilst attending the county institute of teachers in certain counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the school directors of the different wards, boroughs and townships of Washington, Clarion, Erie, Huntingdon, Northampton, Schuylkill, Perry, Delaware, Lebanon and Franklin counties, shall allow to the school teachers employed in the said wards, boroughs and townships, who are actually engaged in teaching school in said counties, the time and wages while attending the county institute held yearly in said counties for the improvement of teachers.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 399.

An Act

To incorporate the Tidiloute and Economy Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That John Hunter, Jonathan Lentz, William Winkle, James Kinneer, E. B. Grandin, J. B. Jennings, W. P. Shaw, P. S. Buck, Orange Noble, M. P. Getchell, H. H. Cummings, be and they are hereby created commissioners, authorized to receive subscriptions to the capital stock hereby created, at such times and places as a majority of them may direct, giving such notice of the time and place, as they may deem proper, when and where the subscriptions will be received; and at the time of subscribing for such stock, such sum as may be agreed upon, before subscribing for such stock, shall be paid to the commissioners or some one of them, which money shall be paid over

Notice of receiving subscriptions.

Payment of subscriptions.

to the treasurer of said company, as soon as one is appointed, and the residue of said subscriptions shall be paid in such instalments, and at such times and places, and to such persons as the president and managers of the company may direct.

SECTION 2. When one hundred shares are subscribed, the persons holding the same are hereby created and incorporated into a company, by the name and title of the Tidioute and Economy Bridge Company, and by that name those who have subscribed, and those who may hereafter subscribe, shall have perpetual succession with all privileges and franchises incident to a corporation, and shall be capable of taking and holding their capital stock, and the increase and profits thereof, and of enlarging the same from time to time by new subscriptions, in such manner and form as they shall think proper, if such enlargement shall be found necessary to build the bridge or fulfill the intent of this act, and of purchasing and holding to them and their successors, lands upon which to construct said bridge, to be ascertained and located by said commissioners or a majority of them, at some point on the Allegheny river, between the head of Tidioute island and the M'Guire island, so called in said river, at the borough of Tidioute, county of Warren, also all tenements, hereditaments and estates, in fee simple, or any real or personal estate as shall be necessary and convenient to them in the prosecution of their works, and the same to sell and dispose of at their pleasure, and of suing and being sued, pleading and being impleaded in all courts of justice.

Title.

Powers and privileges.

SECTION 3. That the capital stock of said company shall consist of six hundred shares of fifty dollars each, with the privilege of increasing the same from time to time, as a majority of the stockholders may determine, necessary to complete said bridge, and to carry out the true intent and meaning of this act.

Capital stock.

SECTION 4. As soon as one hundred shares of the said capital stock shall be subscribed, it shall be the duty of the commissioners to give such notice as they may deem reasonable of a meeting of the stockholders, who shall, on meeting, proceed to organize the said company, and shall choose, by ballot or otherwise, in person or by proxy, a president and five directors, three of whom shall be a quorum, a treasurer and secretary, and such other officers as they shall deem necessary to conduct the business of said company, and shall so continue to act as such until their successors are elected and qualified according to law; and annually thereafter the stockholders shall, on such notice as the directors deem necessary to prescribe, elect, by ballot, elect officers for the ensuing year, and each stockholder shall be entitled to one vote for each share of stock held by him or her at the time of such election, either in person or by proxy, by any attorney duly authorized, or by any stockholder present at such meeting.

Organization.

Election of officers.

SECTION 5. The president and directors or commissioners shall issue certificates of stock to the several stockholders, signed by the president and countersigned by the treasurer of the company; which certificates shall be transferable at the pleasure of the holder, in person or by attorney, subject

Certificates of stock.

Transfers.

to the payment of any balance that may be due thereon, and the assignee holding such certificate, having caused the assignment to be entered in a book of the company to be kept by the treasurer for that purpose, shall be entitled to his or her just proportion of the capital stock and of all the estate and emoluments of the company, in proportion to the number of shares held by them, and to vote at the meetings thereof as aforesaid; and the president and directors shall meet, at such times and places as shall be agreed upon, for the transaction of the business of the company; at such meetings three members shall form a quorum for the transaction of all business; they shall keep the minutes of all the transactions entered in a book to be by them provided for that purpose, and shall have authority to agree with and appoint engineers, artists, superintendents and agents as they shall think necessary to construct a bridge across the Allegheny river at or near the borough of Tidioute, in the county of Warren, and to complete the same, and fix the salaries and determine the time the stockholders shall pay their instalments due on their respective shares; in default of such payment, full power is hereby granted to said corporation to sue for and recover the same in any court of this commonwealth having jurisdiction thereof, or may declare such stock and all payments thereon forfeited to and for the use of said corporation, at their discretion, and may draw orders in the treasury for money, the same to be signed by the president and attested by the secretary, and to do and transact all things by this act and the by-laws and regulations of the company that may be lawful.

Meetings of president and directors.

Quorum.

Duties and powers.

Failure to pay instalments on shares.

May enter on adjacent lands and take materials.

Damages.

SECTION 6. It shall be lawful for the president and directors, their superintendents, engineers and workmen, to enter on lands and enclosures near the place where the bridge is to be built, and to cut and carry off any timber, or dig gravel, quarry stone or gather sand necessary for building said bridge and fixtures; also, to enter thereon with wagons, carts, sleds, sleighs, or beasts of burden or draft, and to take and carry off any material necessary in the construction of said bridge, doing as little damage as possible, and making amends for any damage that may be done; which damage, if the parties cannot agree, shall be submitted to the decision of three disinterested freeholders, chosen by the parties, and if the parties cannot agree upon the men, or if either party, on due notice, shall neglect or refuse to join in the choice, the said freeholders shall, on application, be appointed by any justice of the peace within the county not interested, who, after being sworn or affirmed, shall assess or appraise the damages, and make report thereof to the justice of the peace who appointed them; and the said directors, or other persons by them employed, after the payment of the appraised value to the owner, or give adequate security therefor, may enter, chop, dig, quarry and carry off any material necessary in the building or repairing said bridge.

Accounts of receipts and expenditures.

SECTION 7. The president and directors of said company shall keep just and fair accounts of all the moneys received by them, in any way, under the provisions of this act, and also all money expended by them, and all voluntary contributions

to said company, and shall at least once a year, or whenever called on, submit their accounts to the inspection of any or all the stockholders.

SECTION 8. When a good and complete bridge is erected over the said Allegheny river, at the place aforesaid, the company, their successors or assigns, may demand and receive toll from travelers and others crossing the same, at such rates as the president and directors shall from time to time determine: *Provided*, They shall cause to be put and kept up in some conspicuous place at the gates of said bridge, a list of the rates of toll: *And provided*, That the bridge shall be so constructed as not to injure or obstruct the navigation of said Allegheny river.

Tolls.

Navigation not to be obstructed

SECTION 9. That if any person shall wilfully cut, destroy or break or remove from said bridge or any part thereof, any piece of timber, plank, stone, chain, bolt or any material whatever, belonging to said bridge, or otherwise wilfully or maliciously damage the same, he, she or they so offending, shall forfeit and pay for every such offence over and above the damage done to said bridge, the sum of twenty dollars, to be recovered with costs in any court having jurisdiction thereof, and be imprisoned in the county jail not less than three nor more than twelve months at the discretion of the court.

Penalty for injuring bridge.

SECTION 10. That it shall be lawful for the president and directors aforesaid, to cause the toll-collector or collectors, watchman or watchmen, to take and subscribe an oath or affirmation before a competent officer of said county, to administer the same that he or they will faithfully conduct themselves in their respective stations, and honestly account to the treasurer of the company all the money collected by him or them, and diligently attend to the discharge of his or their duty, by watching with vigilance over the interest of the company and safety of the bridge, and generally to execute with care and fidelity whatever lawful engagement he or they may enter into with the president and directors of said company's bridge.

May cause toll-collectors and watchmen to be sworn.

SECTION 11. That the president and managers or directors shall keep a just and true and account of all moneys received as toll for crossing said bridge or otherwise, and shall make and declare a dividend of the profits and income after deducting costs, charges and expenses, and shall, on the first Monday of May and November of every year, publish the dividend, to be of the clear profits thereof amongst stockholders, of the time and place where the same shall be paid, and shall cause it to be paid accordingly: *Provided*, That it shall be lawful for the said president and directors in making and declaring any dividends, to reserve such sum or proportion of the clear semi-annual income, not exceeding one per cent. on the capital stock as they may think proper, to form a contingent fund for the purpose of repairing and re-building said bridge in case of decay or injury, and the same to invest in such security or in such stock as they may deem safe and productive, and the interest arising therefrom again to invest, and the same stock to sell or transfer at any time when the

Dividends.

Contingent fund.

funds may be required, or disposed of to the advantage of said company.

Penalty for refusing to pay tolls.

SECTION 12. That in case any person or persons having crossed said bridge, wilfully neglect or refuse to pay such tolls, such person or persons shall thereby forfeit treble the amount of such tolls to said company, who shall be entitled to summary process to enforce the same of any property he or they may have in possession; any agent or officer of said company may demand such process of any justice of the peace having jurisdiction of such amount, and such justice of the peace shall issue the same to any sheriff, under-sheriff or deputy, or to any constable, commanding them forthwith to arrest such person or persons, and collect the same, together with such costs as may be reasonable.

Certain act and supplement repealed.

SECTION 13. That the act, entitled "An Act to incorporate the Tidioute Bridge Company," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-one, and the supplement thereto, approved the first day of March, Anno Domini one thousand eight hundred and sixty-seven, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 400.

An Act

To open Leithgow street, from Berks to Hackley streets, in the Nineteenth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief commissioner of highways of the city of Philadelphia is hereby authorized and directed forthwith to open, for public use, Leithgow, late Mechanic street, from Berks to Hackley streets, in the Nineteenth ward of said city, of the width of twenty-five feet; the easterly side of said street to begin at a point on Berks street one hundred and six feet eight inches westward from the west side of Fourth street, and running thence northwardly, parallel with said Fourth street, to the south east side of Hackley street, where the

eastern side of said Leithgow street shall be ninety-seven feet eight and one-half inches south-west from Fourth street.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 401

A Supplement

To an act, entitled "An Act to incorporate the Orphan Asylum Society of Pittsburg and Allegheny," approved the twentieth day of March, one thousand eight hundred and thirty-four, changing the name of said corporation, the limit of its annual income and authorizing the board of managers to fill vacancies.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Orphan Asylum Society of Pittsburg and Allegheny, Name. shall be hereafter known and styled the Protestant Orphan Asylum of Pittsburg and Allegheny.

SECTION 2. That the board of managers shall consist of Managers Mrs. Elizabeth F. Denny, Mrs. Mary Wilkins, Mrs. Mary J. Hays, Mrs. H. B. Logan, Mrs. Mary H. Brunot, Mrs. J. E. Childs, Mrs. — Heath, Mrs. Letitia Holmes, Miss Jane Holmes, Mrs. J. F. Jennings, Mrs. A. C. Kay, Mrs. William Vankirk, Mrs. Lois J. Campbell, Miss M. H. Smith, Miss H. R. Lothrop, Mrs. James Verner, Miss E. Allen and Mrs. E. Fawcett, and such other persons as the said board shall from time to time elect to fill vacancies occurring therein by death, removal or resignation, so that the said board shall always consist of eighteen members, and of whom not less than ten shall constitute a quorum. Quorum.

SECTION 3. The officers of the board shall consist of a president, vice president, treasurer and secretary, to be chosen annually by the board from their own number.

SECTION 4. The power of indenturing the inmates of said institution as apprentices, heretofore conferred by law upon the officers of the Orphan Asylum Society of Pittsburg and Allegheny, shall hereafter be exercised by the board of managers of said corporation, acting by their president or by an indenturing committee appointed by such board; and they shall have power, whenever the person or persons to whom any of the inmates are indentured shall consent, to cancel such inden- Indenturing of inmates as apprentices.
Cancellation of indentures.

Discharge of inmates. tures and receive back such indentured person to the institution, and in all cases where any inmate of said institution is of proper age, and is, in the opinion of the board, qualified to support himself or herself by his or her own labor, the president or other officer of the board of managers shall apply by petition to the court of quarter sessions of Allegheny county, or to a judge thereof, for permission to discharge such inmate from said institution; and if the court or a judge thereof make an order granting such petition, the board of managers shall thereupon discharge him or her from said institution, and shall be thereupon relieved from all responsibility for the future care or support of such discharged inmate.

By-laws and regulations. SECTION 5. The board of managers shall establish by-laws and regulations for their own government, and that of their employees: *Provided*, That the same be not repugnant to the provisions of this act and to the constitution and laws of the United States or of this commonwealth.

Repeal. SECTION 6. The second and third sections of the act to which this is a supplement, and all the provisions of said act inconsistent with the provisions of this act are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 402.

An Act

For the protection of livery stable keepers in the counties of Monroe and Clarion.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the provisions of an act approved August twenty-third, one thousand eight hundred and sixty-five, for the protection of livery stable keepers in the counties of Allegheny, Berks and Westmoreland, be and the same are hereby extended to the counties of Monroe and Clarion.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 403.

An Act

To exempt the parsonage of the Presbyterian church and the parsonage of the Methodist Episcopal church of the borough of Rimersburg, in the county of Clarion, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the parsonage of the Bethesda Presbyterian and the parsonage of the Methodist Episcopal church, in the borough Rimersburg, Clarion county, be and the same are hereby exempted from taxation, except for state purposes, so long as the same or either of them shall be used for a parsonage.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 404.

An Act

To incorporate the Union Street Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry W. Brown, P. J. Falconer, C. Smith, T. Struthers, P. J. Trushell, S. T. Allen, S. J. Page, Myron Waters, L. F. Watson, R. Brown, J. J. Taylor, I. S. Alden, G. A. Wetmore, E. Cowan, J. F. Davis, H. Branch, and such others as may become associated with them, their successors and assigns, are hereby constituted a body corporate and politic, by the name, style and title of the Union Street Railroad Company, with power to construct a street railroad, commencing at or near the depot of the Philadelphia and Erie railroad, in the borough of Warren, and thence by the most eligible route along any of the streets of the said borough to and across the Conewango creek, and to any point which may be selected, in the town-

Corporators.

Title.

Construction of railroad authorized.

Branches. ship of Glade, and with the right to run tracks or branches to any other point or points in said borough, and to the Oakland cemetery, in the township of Pleasant; and said company shall have the right to pass through or along any streets or highways, and over such bridges as may be necessary for the accommodation of the public and the interests of said company; and said company shall have the right to construct all necessary bridges, side tracks and turn-outs, and to cross all other railroads at grade.

May pass along streets and over bridges.

May construct bridges, &c.

Capital stock. SECTION 2. That the capital stock of said company shall be fifty thousand dollars, to be divided into shares of fifty dollars each, with power to increase the same, by a vote of a majority of the stockholders convened for that purpose, to such amount as they may deem necessary to carry out said objects, and proposed according to the true intent and meaning of this act; and the said company may issue bonds and borrow money to any amount not exceeding half the amount of their capital stock, and to secure the same, with interest thereon, at a rate not exceeding eight per centum per annum, by a mortgage upon their said road and its property and franchises.

May issue bonds and borrow money.

Election of directors and other officers. SECTION 3. That said company shall have the power to elect five or more directors, who shall elect one of their number as president, and shall also have power to elect a secretary, a treasurer and such other officers as they may deem necessary and proper; in all elections each share shall be entitled to one vote.

Seal and by-laws. SECTION 4. That said company shall have and use a common seal, and the board of directors may adopt such by-laws for the regulation and government of its affairs as they may think proper: *Provided*, The same shall not be inconsistent with the constitution and laws of this state and the United States.

May use horse power. When construction may be commenced. SECTION 5. That said company shall have the right to use horse or mule power on said road, and as soon as twenty thousand dollars of the capital stock shall be subscribed and issued to commence the construction of said road.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 405.

An Act

To prescribe the mode of adopting and recording ordinances and resolutions of the councils of the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all ordinances of the city of Pittsburg for the appropriation of money, and all resolutions or orders of said city to enter into a contract whereby the corporation shall or may become liable for the payment of money, all ordinances and resolutions of a general or permanent character, shall be fully and distinctly read on three different days in the council in which they originate, unless the rule shall be dispensed with by a vote of three-fourths of the members present in the council in which the same may be pending, and shall require, for their final passage or adoption, the concurrence in each council of a majority of the members present, and also of such number of affirmative voters as shall equal two-fifths of the whole number of members elected; all votes shall be taken *viva voce*, or by standing, unless the yeas and nays shall be demanded by at least one-tenth of the members present, and when so demanded, shall be called and recorded; the yeas and nays may be demanded at any time before the final vote shall have been announced by the president, and if the yeas and nays are not called, the decision of the president for the time being shall be conclusive; when any ordinance or resolution shall have been duly passed by one council, it may be passed by the other council upon a motion to concur if there be no objection to such concurrence, but if any member objects it shall be subject to the same rules as if it were original business pending in said council.

Mode of passing ordinances and resolutions, prescribed.

SECTION 2. That hereafter, when any ordinance shall have been duly passed by councils, it shall be signed by the president for the time being of each council, and attested by the clerks, and shall be recorded by the clerk having charge of the records of councils, in books to be provided for that purpose, and which shall be kept at all times in the office of said clerk for public inspection, and when so recorded, shall be published for three consecutive days in the papers authorized to do the city printing, with the number and page of the volume in which recorded, and any ordinance which shall not be so recorded and published within thirty days after the same shall have been finally passed, shall be null and void.

To be signed, attested and recorded.

To be published

SECTION 3. The record of all ordinances made and kept in accordance with this act, as well as all printed copies of ordinances and resolutions of councils published under authority of councils or of this act, and transcripts of the record kept in pursuance hereof, certified by the clerk aforesaid, shall

Record, certified transcripts, &c., to be received in evidence.

be received in evidence for any purpose for which the original ordinance and journal might be received, and shall be *prima facie* evidence that the same has been duly passed, recorded and published.

Recorder of deeds, Allegheny county, to deliver ordinance book to city.

SECTION 4. That the recorder of deeds of Allegheny county be and he is hereby required to transfer and deliver over to the city of Pittsburg, all ordinance books containing ordinances, rules, regulations and constitutions, ordained by the said city, and the clerk of said city having charge of the books and papers of the councils, is hereby required, on behalf of said city, to receive and place the same in the office of said clerk provided by said city, where the same shall be kept with the same force and effect as they are now by law in said recorder's office.

Repeal.

SECTION 5. All acts of assembly requiring ordinances or resolutions of councils to be recorded in the office for recording deeds in Allegheny county, and all acts of assembly inconsistent herewith so far as they effect this act are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 406.

An Act

Extending the provisions of an act to prevent cattle, horses, mules, sheep and hogs from running at large in Venango township, Erie county, and Little Beaver township, Lawrence county, to Perry, Scott and Union and Shenango townships, in Lawrence county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act to prevent cattle, horses, mules, sheep and hogs from running at large in Venango township, Erie county, and Little Beaver township, Lawrence county, approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-seven, be and the same is hereby extended to the townships of Perry, Scott and Union, Lawrence county: *Provided*, That nothing in this act shall interfere

with or prevent the ruhning at large of one milch cow for each family.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 407.

An Act

To incorporate the Philadelphia Sportsmen's Club.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John F. Hartranft, Charles H. T. Collis, Edward B. Grubb, Adolph S. Ohl, Horace P. Mitchell, John B. Sartori, Howard N. Potts, Charles W. Mathews, Alonzo L. Wilcox, George F. Keyser, John W. Lockwood, Horace T. Sloan, Horace B. Pearson, Bernard A. Hoopes, Clement S. Phillips, Thaddeus Norris, Thomas Sinnickson, Daniel M. Williams, Charles H. Moorehead, Willam S. Halsey, M D., James Williams, M D., J. Gillingham Fell, Edward S. Clark, Ansley N. Morton, members of the association called the Philadelphia Sportsmen's Club, and those who may hereafter be associated with them, shall be and they are hereby created and declared to be a body politic and corporate, by the name, style and title of the Philadelphia Sportsmen's Club, and by the same name shall have perpetual succession, and shall be able to sue and be sued, implead and be impleaded, in all courts of record or elsewhere, and to purchase, receive, have, hold and enjoy to them and their successors, lands, tenements and hereditaments, goods and chattels of what nature, kind and quality soever, real, personal or mixed, or choses in action, and the same from time to time to sell, grant, devise, alien or dispose of: *Provided*, That the value of the lands and tenements held by the said corporation shall at no time exceed in value the sum of fifteen thousand dollars; also to make and have a common seal, and the same to break, alter and renew at pleasure, and also to ordain, establish and put in execution such constitution, by-laws, ordinances, rules and regulations as shall appear necessary and convenient for the government of the said corporation, and in furtherance of its objects, not being

Title.

Powers and privileges.

contrary to this charter and the constitution and laws of the United States, or of this commonwealth, and generally to do all and singular the matters and things, which to them it shall lawfully appertain to do for the well-being of the said corporation, and the due management and ordering of the affairs thereof.

May enforce
laws for protec-
tion of game.

SECTION 2. That the said corporation shall have power to enforce all laws and ordinances against the unlawful killing and selling of game, and game fish in the state of Pennsylvania.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 408.

An Act

To authorize the opening of Oxford street from Front street to Second street, and Hope street from Jefferson street to Oxford street, in the Seventeenth ward in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief commissioner of highways of the city of Philadelphia be and he is hereby authorized and directed to open, in accordance with the street plan of the city of Philadelphia, Oxford street from Front street to Second street, and Hope street from Jefferson street to Oxford street, in the Seventeenth ward of the city of Philadelphia, and to remove therefrom all existing obstructions within thirty days from the passage of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 409.

An Act

Appointing commissioners to view and lay out a public road in the counties of Butler and Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Adam Enders, of the county of Butler, and J. A. Steinbach and Philip Stifler, of the county of Beaver, are hereby appointed commissioners to view and lay out a public road from the borough of Zelienople, in the county of Butler, to the borough of Rochester, in the county of Beaver, and make a report of the proceedings within six months from the passage of this act to the courts of quarter sessions of the counties of Butler and Beaver: *Provided,* That the grade of said road shall not exceed four degrees.

Commissioners appointed to lay out road

Report.

Grade.

SECTION 2. The powers and duties of said commissioners shall be the same as those now conferred by law upon viewers appointed by the courts to view and lay out public roads.

Powers and duties of commissioners.

SECTION 3. When the report of said commissioners shall have been confirmed absolutely by each of said courts, orders to open said road shall issue from such court to the supervisors of the townships in each county through which the said road shall pass, in the same manner, and to the same effect, as is now provided by law in case of the opening of new roads wholly within either county.

Upon confirmation of report, orders to open road to be issued

SECTION 4. The said commissioners shall, as far as practicable, confine themselves to and occupy the state road from Rochester, in Beaver county, to Zelienople, in Butler county, by the way of John Willer's tavern, Unionville and Berry's church: *Provided,* That all of said state road, not occupied by the proposed new road, shall be and is hereby declared vacant, except in such places where the junction of branch roads, or the conveniences of residents of the locality in gaining access to said new road, may appear to require it, of the necessity of which, the aforesaid commissioners shall be and are hereby constituted the judges.

To occupy certain road when practicable.

Portions not occupied, declared vacant.

SECTION 5. That when said road shall have been surveyed and located, it shall be the duty of said commissioners to make a draft of the same, which shall be filed of record in the court of quarter sessions of Beaver county, and when so filed, said draft, and the record thereof, shall be legal evidence in all things relating to the same.

Draft to be made and filed.

SECTION 6. The said commissioners shall be allowed three dollars per day for each day, (to be paid as hereinafter provided for payment of surveyor and chain carriers,) they shall be necessarily employed in the performance of their duties under the provisions of this act, and shall employ a practical surveyor, at the rate of five dollars per day, and two chain

Compensation of commissioners.

Surveyor and chain bearers.

bearers, at two dollars per day, to be paid by the treasurer of the respective counties, in proportion to the amount done in each, on a certificate of the clerk of the court of quarter sessions of either of said counties.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 410.

An Act

To authorize the councils of the city of Reading to widen Court street, between Fourth and Fifth streets, in said city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. and it is hereby enacted by the authority of the same,* That the select and common councils of the city of Reading shall have power and authority to widen Court street, between Fourth and Fifth streets, in said city, to the width of fifty feet, in the same manner and with like effect as though the width of said street between said points had been fixed at fifty feet in the horizontal survey of said city of Reading: *Provided,* That said street shall not be widened until the property owners on the south side of said street agree with such of the owners on the north side of said street who will not release damages, on the amount of damages which they will suffer by the widening of said street, which agreement shall be in writing; and in the event of the viewers appointed by the court assessing the damages at a less sum than that agreed upon as aforesaid, then the said property owners on the south side of said street shall pay to said property owners on the north side the difference between the price agreed on and the sum allowed by the viewers, in case the property owners on the south side decide to open the same.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 411.

An Act

To incorporate the Little Sisters of the Poor of the city and county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Elizabeth Pentat, Anna Maria Collet, Marie Regerat, Mary Monahan, Elizabeth Nitter, and their associates and successors, be and they are hereby created a body politic and corporate, in deed and law, by the name, style and title of the Little Sisters of the Poor of the city and county of Philadelphia, and by that name shall have perpetual succession, and be able to contract and be contracted with, sue and be sued, implead and be impleaded in any court of law or equity or elsewhere, to have, hold or mortgage and dispose of all manner of property, real or personal, the annual income of which shall not exceed fifty thousand dollars, to have and use a common and corporate seal, and the same to alter or renew at pleasure, to make and enforce all necessary by-laws, rules and regulations for their government, the admission of their associates, and the furtherance of the objects of said association, namely, to give assistance to and provide homes for the aged and infirm of both sexes, and generally to do all and singular the matters and things which shall be necessary and lawful for the well-being and management of the said association, and shall have and exercise all the rights, privileges and immunities necessary for the purposes of the corporation hereby constituted, and not inconsistent with this charter or the constitution and laws of the United States or of this commonwealth.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 412.

An Act

Supplementary to an act, entitled "An Act to incorporate the borough of Wheatland, Mercer county," approved the _____ day of February, one thousand eight hundred and and seventy-two.

Burgess and council may have lock-up erected.

Confinement in lock-up limited.

Fees for arrests, &c.

Burgess and council may pay for lock-up, and appoint and pay keeper.

Cost of erection limited.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Wheatland, in the county of Mercer, be and they hereby are authorized and empowered to have built, or otherwise provided for or supported in said borough, at the expense thereof, a suitable building or place for the security and temporary detention of any person or persons committed by a justice of the peace, or police justice or burgess of said borough, for any violation of the laws of this commonwealth, or of the ordinances of the borough aforesaid, for which such person or persons could be lawfully committed to the common jail of said county, if committed for an indictable offence, or until discharged according to law: *Provided*, That no person or persons shall be confined in said lock-up house at any one time, for a longer period than ten days, except such person or persons be charged with an indictable offence, and it be necessary to detain such person or persons for legal examination.

SECTION 2. That the legal fee for the arrest, commitment and safe-keeping of any person or persons in said house, on the charge of an indictable offence, shall be taxed by the burgess or justice, and paid by the prosecutor, or defendant or county of Mercer, as the issue of the case may require or be determined.

SECTION 3. That the burgess and town council, or a majority of them, may appropriate and pay for the erection or providing of said lock-up house, and shall appoint a proper person to keep said lock-up house, and pay for such services from time to time, whatever the said burgess or town council, or a majority of them, may deem just and proper; said sums to be paid out of the funds of said borough: *Provided*, The cost for the erection of said lock-up house shall not exceed one thousand dollars.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 413.

A Supplement

To a supplement to an act, entitled "An Act to authorize the Governor to incorporate the Philadelphia and Reading Railroad Company, and its several supplements," approved August twenty-third, one thousand eight hundred and sixty-four, to amend the same by extending the provisions thereof to all railways leased by the said Philadelphia and Reading Railroad Company, since the passage of said act.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "A supplement to an act, entitled 'An Act to authorize the Governor to incorporate the Philadelphia and Reading Railroad Company,' and its several supplements," approved August twenty-third, one thousand eight hundred and sixty-four, be and the same are hereby extended to all railways leased by the said the Philadelphia and Reading Railroad Company, since the passage of said act, and to all which may at any time hereafter be leased by the said company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 414.

A Supplement

To the act, entitled "An Act to incorporate the People's Insurance Company of Pittsburg," approved the seventeenth day of March, one thousand eight hundred and sixty-two.

WHEREAS, Public notice has been given, by publication for six months prior to the meeting of the legislature, of the intended application of the People's Insurance Company of Pittsburg for an enlargement of its corporate powers, as hereinafter recited; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said the People's Insurance Company be and the same hereby is authorized to invest and employ its capital and assets in the purchase of promissory notes and other negotiable paper, and to make loans upon the security thereof.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 415.

An Act

To confirm the corporate name of the Pennsylvania Transportation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate name of the Pennsylvania Transportation Company, formed by consolidation of the Commonwealth Oil and Pipe Company and the Allegheny Transportation Company, be and the same is hereby ratified and confirmed, and all the rights and interests of said company shall be vested therein, and all remedies against any of the said companies shall be against the said Pennsylvania Transportation Company: *Provided,* That no actions heretofore brought shall be prejudiced by the passage of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 416.

An Act

To place Occident avenue, in the city of Philadelphia, on the public plans, and to open, grade, curb and pave the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the councils of the city of Philadelphia are hereby authorized and directed to place Occident avenue, sixty feet wide, commencing two hundred and ninety feet north from the north side of Arrott street, between Leiper street and the Asylum road, parallel with Orthodox street, in the city of Philadelphia, upon the public plans of the said city, and to have the said avenue, between the points named, opened, graded, curbed and paved; the opening of the said avenue to be completed on or before the first day of May, one thousand eight hundred and seventy-two, and the grading, curbing and paving of the said avenue to be completed on or before the first day of October, one thousand eight hundred and seventy-two, all acts to the contrary notwithstanding.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 417.

A Supplement

To an act, entitled "An Act to incorporate the Philadelphia and Montgomery County Railroad Company," approved April second, one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of the Philadelphia and Montgomery County Railroad Company is hereby changed to the Philadelphia and Newton Railroad Company Name changed.

Certain powers
heretofore con-
ferred, extended

SECTION 2. That the powers conferred upon said railroad company and the Kensington and Oxford Turnpike Road Company, by the second section of the act to which this is a supplement, be and the same power is hereby extended so as to allow said railroad and turnpike road company to make such arrangements as may be mutually agreed upon, so as to allow the use of the macadamized portion of said turnpike road for the purpose of laying a single or double railroad track, after having the assent of the stockholders representing a majority of the capital stock of the said turnpike road company.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 418.

An Act

To repeal an act, approved the sixth day of June, Anno Domini one thousand eight hundred and seventy, giving bounty on wild cats, weasels, minks, &c., in Union county.

WHEREAS, The act of assembly, approved the sixth day of April, Anno Domini one thousand eight hundred and seventy, giving bounty on wild cat, weasels, minks, pole cat, hawk and owl scalps, within the county of Union, has become burdensome and oppressive to the citizens of said county of Union on account of the large amount of money it takes from the county treasury, annually, to pay for said bounties, the amount aggregating in the year closing January first, Anno Domini one thousand eight hundred and seventy-one, the sum of twelve hundred and fifty-six dollars and fifty-five cents (\$1,255 55;) therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the foregoing act of April sixth, Anno Domini eighteen hundred and seventy, referred to in the preamble, be and the same is hereby repealed.*

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 419.

An Act

To repeal an act, entitled "An Act for the improvement of the public roads in Lancaster county," approved April fifth, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act for the improvement of the public roads in Lancaster county," approved the fifth day of April, Anno Domini one thousand eight hundred and seventy, be and the same is hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 420.

A Supplement

To an act approved the sixth day of May, Anno Domini one thousand eight hundred and fifty-two, entitled "An Act to incorporate the Huntingdon and Broad Top Mountain Railroad and Coal Company," giving authority to issue further stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the Huntingdon and Broad Top Mountain Railroad and Coal Company, be and they are hereby empowered to increase the common and preferred stock of the company, each to an amount of five hundred thousand dollars in addition to the amount heretofore authorized.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 421.

An Act

To authorize Catharine F. Cummins to sell certain real estate.

WHEREAS, David Cummins, of Mifflin county, more than twenty years ago deserted his wife Catharine F. Cummins, abandoned his family and removed to California, without leaving them any means of support, which desertion still continues:

And whereas, The said Catharine F. Cummins acquired by descent, under the intestate laws of this commonwealth, a share in the state of her deceased father, William Barr, the proceeds of which she invested in the purchase of a certain lot of ground situate in the village of Belleville, in the said county, adjoining land of David M'Nabb and others, containing about one-fourth of an acre, having thereon a frame dwelling-house, which she now desires to sell and convey:

And whereas, By reason of the said David Cummins being still alive, doubts have been raised as to the right of the said Catharine F. Cummins to sell and convey the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the said Catharine F. Cummins is hereby authorized and empowered to sell and convey the real estate in the preamble mentioned, and receive the proceeds thereof, as if she was a *feme sole*.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 422.

An Act

To vacate Pearl street, between Willow and Canal streets, in the city of Reading.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*,

That Pearl street, between Willow street and Canal street, in the First ward of the city of Reading, as laid down upon the plan of said city, and approved by the court of quarter sessions of Berks county, be and the same is hereby declared vacated: *Provided*, That said street shall not be vacated unless the consent of the council of said city be first had.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 423.

An Act

To incorporate the Miners' Deposit Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jonathan Swab, J. B. Matter, George Deibler, Moses R. Young, Abraham Fortenbaugh, George Hain, Jonathan Reigle, Henry Workman, Tobias Bickel, Levi Kaufman, Joseph Seiler, Aaron Mattis, Peter Barrel and J. M. Bloom, together with such other persons as may become stockholders in the said bank, shall be and are hereby created a corporation and body politic, by the name, style and title of the Miners' Deposit Bank, to be located in the borough of Lykens, county of Dauphin, and shall so continue until the first day of January, Anno Domini one thousand eight hundred and ninety-two, and by that name shall and may sue and be sued, plead and be impeached, defend and be defended, and by that name are hereby made able and capable to have, purchase, receive, possess, enjoy and retain to them and their successors such real estate as may be necessary for the transaction of their business, together with such as may be held by said bank as security for debts or in satisfaction thereof, and the same to grant, mortgage or demise; also to make, use and have a common seal, and the same to alter and renew at pleasure.

SECTION 2. That it shall be lawful for the said bank to receive deposits of money from individual and corporations, and to allow such interest for money so received as may be agreed upon between said bank and said depositors, to loan out the same together with any other moneys they may have, by discounting or purchasing negotiable notes, drafts and

Corporators.

Title.

Location.

Limitation.

Powers and privileges.

Banking privileges.

bills of exchange, at a legal rate of interest, and to issue certificates for said deposits.

May act as treasurer of charitable institutions, &c.

SECTION 3. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as treasurer and financial agents of charitable and religious institutions and corporations, and as financial agent of state and city or town governments, and of counties, in the management of their business, and shall give security to such institutions and governments for the faithful performance of the duties required.

May borrow money.

SECTION 4. It shall be lawful for said bank to borrow money, but not in excess of its capital stock subscribed, and to secure the same by mortgage on its real and personal property, or pledges of stocks and bonds or otherwise, and on such time as a majority of the directors may deem expedient.

Capital stock.

SECTION 5. That the capital stock of said bank shall be one hundred thousand dollars, to be divided into one thousand shares of one hundred dollars each, which shall be paid in such instalments as the said bank by a majority vote of its directors may require: *Provided*, That said bank may commence operations as soon as thirty thousand dollars of the capital stock shall have been paid in.

Commences' ment of operations.

By-laws.

SECTION 6. That the board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the laws of the state or United States, and shall have power to require payment of any amount remaining unpaid on the capital stock of said bank, at such times and in such proportions as they think proper, and after thirty days' notice, under penalty, in case of non-payment as required, of forfeiture to the bank of such stock, and all previous payments thereon.

Payment of amounts remaining unpaid on stock.

How affairs to be conducted.

SECTION 7. That the affairs of said bank shall be conducted by a president and twelve directors; to be chosen as herein-after directed and provided; that the said president and directors, or a majority of them, shall elect a cashier and such other officers as they may deem necessary, and fix the compensation of the same; and all officers shall give bonds, with good sureties, in such sums as may be required by said board for the performance of their several duties.

Cashier and other officers.

Election of president and directors.

SECTION 8. That on the first Monday in May, after the acceptance of this charter, and on the first Wednesday of January, annually thereafter, after two weeks' previous notice, the stockholders shall convene at the office of the bank, and by ballot, shall elect their president and directors as hereinbefore is provided, who shall continue in office for one year, and until their successors are duly qualified; that in conducting said election the stockholders shall be governed by the general laws of the commonwealth regulating the manner of conducting elections in banks and savings institutions, in so far as the same may be applicable, and shall be entitled to one vote for each share of stock, and may vote in person or by a written proxy, but such proxy must be dated within three months of, and five days prior to the election for which such proxy was given: *Provided however*, That no person shall be elected president or director of said bank, who is not a stock-

holder therein; and all vacancies occasioned by death, resignation or refusal to serve, shall be supplied in such manner as said bank by its by-laws may direct. Vacancies.

SECTION 9. That the board of directors of said bank, shall have power to declare and pay dividends out of the earnings of the bank to the stockholders, at such times and in such amounts as to them may seem proper. Dividends.

SECTION 10. That the said bank shall pay into the treasury of the commonwealth, a bonus of one-half of one per centum upon the capital stock paid in, and a like bonus upon any increase of capital that may be authorized by the directors and paid in at any time thereafter, and such other taxes as are now or may hereafter be required by law. Bonus and taxes.

SECTION 11. That the stockholders shall be held individually responsible, equally and ratably, and not one for another, for all contracts, debts and engagements of said bank, to double the amount of their stock therein at the par value thereof. Individual liability.

SECTION 12. That the legislature hereby reserves the power to alter, revoke or annul the charter of said bank, wherever, in their opinion, it may be injurious to the citizens of the commonwealth, in such manner, however, that no injustice shall be done to the corporators. Reservation.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 424.

An Act

To prohibit the granting of license for the sale of intoxicating liquors in the township of Snyder, in the county of Jefferson.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall not be lawful to grant license to any person or persons, to sell or otherwise dispose of any vinous, alcoholic, malt or other spirituous or intoxicating liquors in the township of Snyder, county of Jefferson.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 425.

A Further Supplement

To an act, entitled "An Act to incorporate the Security Safe Deposit, Trust and Guarantee Company," approved April twelfth, A. D. one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a majority of the directors of the company incorporated under the act, entitled "An Act to incorporate the Security Safe Deposit, Trust and Guarantee Company," approved April twelfth, A. D. one thousand eight hundred and sixty-six, shall be citizens of the United States, and all of them shall reside therein; and that so much of said act as is inconsistent herewith, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 426.

A Further Supplement

To an act, entitled "An Act revising the charter of the municipal corporation of the city of Reading," passed April twenty-sixth, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section forty-one of the act aforesaid, passed April twenty-sixth, Anno Domini one thousand eight hundred and sixty-four, which provides that after the first day of August, in each and every year, the additional sum of five per centum shall be added to all the taxes then remaining unpaid in the duplicates, et cetera, be so amended as that the additional sum of

five per centum shall be added to all the taxes remaining unpaid in the duplicates, after the first day of September in each and every year.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 427.

An Act

To vacate a certain lane or road through the farm of H. W. Kanaga, in Silver Spring township, Cumberland county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a certain lane or roadway running from the Harrisburg and Chambersburg turnpike north-westerly to a certain public road, the same being about two hundred rods more or less in length, and about twenty feet wide, through the said farm of Henry W. Kanaga, in Silver Spring township, county of Cumberland, and state of Pennsylvania, be and the same is hereby vacated at the expense of said Kanaga, and the title of the said soil over which the same now passes, be and the same hereby reverts and shall be vested in fee simple in the owner or owners of the land fronting on the said lane or roadway respectively.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 428.

A Supplement

To an act, entitled "An Act to incorporate the Gibsonburg and Hubbard's Corner Turnpike Road Company," approved April sixth, one thousand eight hundred and seventy.

May collect increased rates of toll.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That from and after the passage of this act, the Gibsonburg and Hubbard's Corner Turnpike Road Company, incorporated by act of April sixth, one thousand eight hundred and seventy, shall have power, and the said company is hereby authorized to collect fifty per centum in addition to the present rates of toll as authorized and fixed by the thirteenth section of the act of the twenty-sixth January, one thousand eight hundred and forty-nine.

Repeal.

SECTION 2. All acts and parts of acts inconsistent herewith are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 429.

An Act

To repeal the incorporation of the Phoenix Park Coal Company, located in Schuylkill county.

WHEREAS, The Phoenix Park Coal Company was created by certificate filed in the office of the secretary of the commonwealth May tenth, one thousand eight hundred and sixty-four:

And whereas, The said company never did business with profit in its corporate capacity, and has disposed of its entire real estate and wound up its affairs:

And whereas, Said company paid into the treasury of the commonwealth, in tax upon its loans and stock, as appears

by the books of the auditor general, the sum of three thousand six hundred and twenty-three dollars and ninety-six cents, up to and including the year one thousand eight hundred and sixty-seven, when thereafter the stock became worthless; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the incorporation of said Phoenix Park Coal Company may be and the same is hereby dissolved and annulled, and the said company is hereby released from the payment of the bonus of one-half of one per centum upon its capital stock: *Provided,* The said company or incorporation pays into the state treasury the sum of fifteen hundred dollars in lieu of said bonus tax.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 430.

An Act

To authorize the supervisors of Conemaugh township, Indiana county, to collect the road taxes in said township in money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the supervisors of Conemaugh township, Indiana county, in lieu of the road taxes now authorized by law, to lay a rate of assessment not exceeding one-half cent on the dollar, to be paid in money, upon real and personal estate, offices, trades and occupations, subject to road taxes by existing law, for the purpose of laying out, opening, making, mending or repairing of roads and highways, and for making or repairing of bridges, and for such other purposes as are or may be authorized by law.

Power of supervisors to lay rate.

SECTION 2. That it shall be lawful for the supervisors of said township of Conemaugh, after causing fair duplicates to be made of rates or assessments by them laid, to collect themselves the road taxes, and for any or either of them to demand and receive from every person in such duplicate named, the sum with which such person stands charged, and upon the neglect or refusal of any such person to make payment of the

Collection of tax, relative to.

amount due by him or her within thirty days from the time of such demand, to obtain a warrant, and levy the goods and chattels of any person who shall neglect or refuse to make payment of the same charged to him or her, in the same manner, and subject to the appeal of any person aggrieved, and the stay thereon, as is provided by the act of April fifteenth, Anno Domini one thousand eight hundred and thirty-four, in case of collectors of township rates and levies: *Provided*, That the said supervisors shall have given the bond, or the individual security, required by the act of March sixteenth, Anno Domini one thousand eight hundred and sixty.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 431.

An Act

To authorize the Mutual Life Insurance Company of New York to purchase real estate in the cities of Pittsburg and Philadelphia, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That it shall be lawful for the Mutual Life Insurance Company of New York to purchase, hold and convey real estate within the cities of Pittsburg and Philadelphia, in this commonwealth, for the purposes of its business: *Provided nevertheless*, That the value of such property shall not exceed the sum of two millions of dollars.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 432.

A Further Supplement

To an act to incorporate the Philadelphia and Delaware River Railroad Company, approved the fourth day of April, Anno Domini one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Frankford and Southwark Philadelphia City Passenger Railroad Company, shall pay annually into the treasury of the city of Philadelphia, whenever the dividends declared by the said company shall exceed six per centum per annum on the par value of the capital stock thereof, a tax of six per centum on such excess over six per centum per annum on the par value thus declared; and the tax herein provided for, shall be in lieu of the tax on dividends directed to be paid by the act approved June ninth, one thousand eight hundred and fifty-seven, entitled "A supplement to an act to incorporate the Philadelphia and Delaware River Railroad Company," passed April fourth, one thousand eight hundred and fifty-four.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 433.

A Further Supplement

To certain acts incorporating the Cumberland Valley Mutual Protection Company of Dickenson township, Cumberland county, Pennsylvania, now the People's Fire Insurance Company of Carlisle, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the company shall be managed by a board of seven directors, who shall be members of said company, to be elected in the same manner, and have like powers, as the present

board of directors, provided for in the previous acts of assembly in reference to this company, a majority of whom shall constitute a quorum for business.

May divide risks into two departments.

Names of departments.

Assignment of risks, &c., to departments.

SECTION 2. The directors of this company are hereby authorized, at any time within thirty days after the passage of this act, to divide the present risks of this company into two separate and distinct departments, to be known as the farmers' department and the cash department. All risks now on the books of the company, on which the insured have given a premium note, shall be assigned to the farmers' department; all risks that are now on the books of the company, that are based on a cash premium alone, shall be assigned to the cash department; the present assets and liabilities of the company shall be assigned to each department as the directors may consider just and equitable: *Provided*, That nothing herein contained shall in any manner impair the lien of the present members of the company on all the assets thereof for any losses that may occur on their existing policies until the same have expired.

Separate accounts to be kept for each department.

SECTION 3. That immediately after the division of the business of this company, as provided in the preceding section, the secretary and treasurer shall keep separate accounts for each department, crediting each with its own receipts, and charging each with its own losses and expenses incurred; and the general expenses of the company shall be borne by each department in proportion to the amount of receipts of each.

Membership in farmers' department.

SECTION 4. All persons insured in the farmers' department shall be members of the company during the term of their policy, and no longer, and shall be bound to pay such assessments as are levied by the directors on their notes to pay losses and expenses of their members in said department. No property shall be insured in the farmers' department unless the policy is based on a premium note in addition to the cash premium paid.

Policies.

Policies in cash department.

Membership.

Liability of members.

SECTION 5. All policies issued in the cash department of the company shall be based on a cash premium alone; and all persons insured therein shall be members of said department during the term of their policy and no longer, and should the losses of the cash department exceed its resources, they shall be liable to any assessments on their policies, levied by the directors, to pay losses and expenses of the members, not, however, in any event, to exceed twice the amount of the premium paid on their policies, or the last renewal thereof; the said liability of the members of the cash department shall be held by the directors as a guarantee capital, and shall be assessed and collected after all other resources of the said department have been exhausted; and whenever the assets of this department are more than would be necessary to re-insure the risks outstanding in this department, the directors are hereby authorized to declare such dividends to the members of said surplus as may to them appear just and equitable, dividing on each policy in said department a *pro rata* share of said surplus in proportion to the amount of premium paid on said policy, or the last renewal thereof; all dividends declared in this department shall be credited to the members, and payable in

Dividends.

future premiums to said company; no dividend shall ever be declared by the directors payable in cash to the members; dividends declared to the members shall be used in the reduction of future premiums of the insured, until the amount of such dividends is exhausted; all persons insuring in this department, and agreeing by an endorsement on their policy, approved by the company, not to claim any dividends declared by the company, shall not be liable for any further payments on their policy losses, except the consideration named in their policy.

Persons agreeing not to claim dividends, not liable for further payments.

SECTION 6. The directors of said company may insure the safer classes of risks perpetually, for such considerations and on such terms as may be agreed upon between them and the persons applying for said insurance; no perpetual policy shall subject the holder thereof to any further payment to pay losses of the company.

Directors may insure safer classes of risks perpetually.

SECTION 7. Whenever an assessment is levied on the members of either departments of said company, it shall be the duty of the secretary or general agent of the company to forward by mail to each member, addressed to them at their post office, as shown by their application for insurance on file in the office of this company, a notice that an assessment has been made on their premium notes in the farmers' department, or on their policy in the cash department; said notice shall set forth the number of their policy, the amount insured thereby, the term when said policy expires, the date of said assessment and the amount of the note assessed, and the rate per cent. of said assessment in the farmers' department, or the amount of cash premium on said policy in the cash department, and shall request payment of the same within thirty days from the date of said notice; if payment is not made at the office of this company where such notice is issued, within thirty days from date of said notice, all liability of this company on such policy shall cease, and the same shall be null and void until such assessment is paid; on all assessments in either departments of the company not paid within thirty days after notice given the members, it shall be lawful for the company to add ten per cent. to said amount assessed, to cover costs of collecting, and the said company shall have full power to enforce the collection of said assessments; it shall be lawful in all policies issued by this company, to make said policies cover, in addition to losses by fire, all losses and damage caused by lightning.

When assessments are made, members to be notified.

What notice to set forth.

If payment is not made within certain time, liability of company to cease.

May add to and collect assessments not paid within time specified.

May make policies cover losses by lightning.

SECTION 8. The directors shall have full power to make such rules, regulations and by-laws as may be necessary for the conducting of its affairs, and the proper government and control thereof, which shall be binding on the members of the company; the secretary shall publish an annual statement of the condition of the company on the first Monday of May, in every year, and on request of any member, a copy shall be furnished them showing the condition of each department of the company; the annual election for directors shall hereafter be held on the first Monday of May, in each year, at the office of the company, at Carlisle, Pennsylvania.

Rules and by-laws.

Annual statement.

Annual election for directors.

On sale of properties insured, policies to be surrendered.

Premium notes to be given up.

Directors may loan or invest surplus moneys.

May borrow money.

Obligations for loans to be under corporate seal, &c.

Money to be charged to department borrowing.

Directors may assess premium notes or guarantee capital to re-pay loans.

Premiums and losses on perpetual policies.

Directors authorized to make annual estimate of amount necessary for re-insurance.

SECTION 9. That on the sale or alienation of any property insured by this company, it shall be the duty of the insured to surrender their policies to the company, to be canceled by them; on the surrender of said policies it shall be the duty of the secretary, or general agent of the company, to cancel said policy on their books and surrender the premium note on said policy: *Provided*, The insured pays all arrearages due on said policy, to the date of said surrender, for his *pro rata* share of losses and expenses; it shall be lawful for the directors to loan surplus money belonging to either departments of said company to the other department, charging therefor interest at the rate of six per centum per annum for the use of the same, or to invest in bonds and mortgages, or to loan to any banking institution for the benefit of said company; all policies issued or reserved by this company, after thirty days from the passage of this supplement, shall come under all the provisions of this supplement.

SECTION 10. It shall be lawful for the directors of this company, at any time their necessity may require, to borrow any sum of money, not, however, to exceed twenty-five per centum of the premium notes held and in force in the farmers' department, not to exceed fifty per centum of the amount of guarantee capital that the members may be liable for in the cash departments; the rate of interest paid on any money borrowed shall not exceed nine per centum per annum, and it shall not be lawful for the company to borrow any money unless it has been authorized and ordered by a resolution of the board of directors, setting forth the amount to be borrowed, the purpose it is borrowed for, and the department of the company it is borrowed for; the obligation issued by the company for said loan shall be under the corporate seal of the company, signed by the president and attested by the secretary, and shall state by which department of the company the money is owing, and the said obligation shall be a first lien on all the assets of said department; and the money, when so borrowed, shall be charged as a liability of the department so borrowing; and it shall be lawful for the directors to assess the premium notes of the farmers' department, or the guarantee capital of the cash department, with any assessment that may be necessary to pay the whole or any part of the money so borrowed by said department, as they may deem best for the interest of the company; and the members of the company at the time of said assessment shall be liable for their *pro rata* share of said borrowed money, without reference to the time the loan was made or to the time they became members of the company.

SECTION 11. That all moneys received for perpetual premiums on perpetual risks assumed by this company shall be paid into the cash department of this company, and all losses on perpetual policies that the company become liable for shall be paid out of the cash department of this company.

SECTION 12. It shall be lawful for the directors, at their first meeting after the first Monday of May, when the secretary lays his report of the condition of the company for the previous year before them, to estimate the amount that would be

necessary to re-insure for one year the risks in each department of the company; and it shall be lawful for the directors to then order an assessment on the notes of the farmers' department and the guarantee capital of the cash department, to be collected during the year from the members as they may direct, to pay losses and expenses of the company during said year.

May order assessment.

SECTION 13. That whenever an assessment is levied by the directors of this company on the premium notes of the members of the farmers' department, or on the guarantee capital of the cash department, and an action is brought for the recovery of the same, the certificate of the secretary, with the corporate seal of the company attached, stating the amount of the note or the amount of the guarantee capital on said policy, and the amount due to said company by reason of said assessment, shall be taken and received as *prima facie* evidence thereof in any court of this commonwealth.

Certificate of secretary evidence in actions for recovery of assessments.

SECTION 14. That all the provisions of the original act of incorporation, passed the ninth day of March, one thousand eight hundred and forty-three, and the several supplements thereto, to which this is a further supplement, which are inconsistent herewith, be and the same are hereby repealed.

Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 434.

An Act

To allow the voters of the Twenty-ninth ward of the city of Philadelphia to vote on the question of licensing the sale of intoxicating liquors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at the next annual municipal election, and every third year thereafter, in the Twenty-ninth ward of the city of Philadelphia, it shall be the duty of the inspectors and judges of election in said ward, to receive tickets either written or printed, from the legal voters of said ward, labelled on the outside "license," and on the inside "for license," or "against license," and to deposit said tickets in a box provided for that pur-

Question of granting liquor licenses to be submitted to vote of electors.

Tickets to be counted, and return made to clerk of quarter sessions.

Duty of constables

How officers to be governed in receiving, &c., of votes.

If majority of votes be against licenses, none to be granted.

Penalty for selling without license.

pose, as is required by law, in case of other tickets received at said election; and the tickets so received shall be counted, and a return of the same made to the clerk of the court of quarter sessions of the city and county of Philadelphia, duly certified by the return judges of said ward, which certificate shall be filed with the other records of said court.

SECTION 2. It shall be the duty of the constables of said ward to give due public notice, by printed handbills throughout the ward, of such special election above provided for, thirty days' previous to the time for holding the next annual municipal election, at which time the question of license or no license will be submitted to the voters of said ward; also thirty days' notice for the annual municipal election every third year thereafter.

SECTION 3. That in receiving and counting, and in making returns of the votes cast, the inspectors, judges and clerks of said election, shall be governed by the laws of this commonwealth regulating general elections; and all penalties of said election laws are hereby extended to, and shall apply to the voters, inspectors, judges and clerks acting at, and in attendance upon the elections held under the provisions of this act.

SECTION 4. Whenever, by the returns of the election in the Twenty-ninth ward of the city of Philadelphia, it shall appear that there is a majority against license, it shall not be lawful for any license to issue for the sale of spirituous, vinous, malt or other intoxicating liquors in said ward, except for medicinal and manufacturing purposes, at any time thereafter, until, at an election as hereinbefore provided, a majority of the voters of said ward shall vote in favor of a license.

SECTION 5. Any person who shall hereafter be convicted of selling or offering for sale, in the Twenty-ninth ward of the city of Philadelphia, any spirituous, vinous, malt or other intoxicating liquors without a license, shall be sentenced to pay a fine of fifty dollars, and confinement in the house of correction or county jail, for a period of thirty days for the first offence, and for the second offence, a fine of fifty dollars and confinement in the house of correction or county jail for a period of six months, and for the third and each subsequent offence, a fine of one hundred dollars and confinement in the house of correction or county jail for a period of one year.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 435.

A Further Supplement

To an act to incorporate the city of Philadelphia, relative to the election of members of common council.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter each ward of the city of Philadelphia shall have a member of common council for each two thousand names on the completed canvassers' list of the year the election is held for common councilmen.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 436.

An Act

To incorporate the Lock Haven Savings Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Nehemiah Shaw, Charles A. Mayer, Charles P. McCormick, A. H. Best, Dudley Blanchard, Wm. H. Brown, Wheeler Shaw, Paul B. Merrill, Wm. Fearon, S. M. Bickford, T. C. Kintzing, Samuel H. Brown, Samuel Christ, George G. Irvin, Paul S. Merrill, Henry Hipple, Ozias Blanchard, John S. Forst, Edward P. McCormick, and all other persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby created a body politic and corporate, by the name of the Lock Haven Savings Bank, to be located Name. in Lock Haven, Clinton county, Pennsylvania, and by that name shall be capable by law to hold and dispose of real and personal estate, to sue and be sued in any court whatever, to Powers and privileges.

make, have and use a common seal, and to alter the same at pleasure, to make and put in force all such by-laws, ordinances and regulations, necessary for conducting the business of the corporation, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation: *Provided*, That a misnomer of the said corporation in any instrument shall not vitiate the same, if the intent of the parties can be clearly ascertained: *And provided*, That nothing in this act shall be construed to authorize the issue of bank notes.

Misnomer.

Prohibition.

Purpose.

Business.

SECTION 2. That the purpose of this act is to organize and incorporate a saving bank and loan company; that the business of said corporation shall be to receive on deposit from all persons who shall offer the same, any sum or sums of money not less than one dollar, to take and accept by grant, assignment, transfer, devise or bequest, and hold any trusts or real or personal estate, created in accordance with the laws of this state, and to receive and become the depository of all trusts and such other funds that may be paid into or be under the control of the several courts of this state and the laws of the same, within the said county: *Provided*, That the said courts shall be satisfied of the security of the said depository.

Payment of deposits.

Notice required where amount exceeds \$25.

Deposits by married women and minors.

SECTION 3. All such deposits to be paid to such depositors with interest, at such rate as may be fixed annually by the directors, in lawful money or national bank notes, in sums not less than one dollar when required during business hours: *Provided*, That unless otherwise agreed at the time of making the deposit, not more than twenty-five dollars shall be required to be paid to any one depositor upon any one day, unless written notice of the sum intended to be demanded shall have been given at least ten judicial days before the time when such payment is required to be made: *Provided*, That deposits by married women and minors may be repaid to them, and such re-payments made upon their orders, checks or receipts, shall discharge said corporation from any further claims for the same; and deposits so made by married women or minors, shall not at any time be subject to the claim or demand of or payable to or on the account of the husband of said married women or the parent or guardian of such minors.

Banking privileges.

SECTION 4. That said bank shall have power to transact any other business transacted by banks in this commonwealth, to loan money at such rate of interest not exceeding six per cent. for the use thereof, and shall also have power to borrow money for such periods as the said bank may think proper, and buy, discount, negotiate or draw any bill of exchange, promissory note, mortgages, bonds and other securities, on such terms as may be agreed upon, and legal interest may be received in advance; and said bank shall have the right to hold in trust, or as collateral security for loans or advances or discounts, any estate, real or personal.

Capital.

SECTION 5. That for the security of the depositors of the said corporation, it shall be the duty of the persons named in the first section, and such others as may become associated with them as stockholders in the company incorporated, to

raise and form a capital of fifty thousand dollars, to be divided into shares of one hundred dollars each, and to be paid in as shall be required by the board of directors; but twenty-five thousand dollars, at least, shall be paid in before the said corporation shall commence business; the directors of said corporation may increase the capital stock thereof, as they shall from time to time elect, to any amount not exceeding two hundred thousand dollars: *Provided*, That the stockholders, at the time of such increase, shall each be entitled to a *pro rata* share of such increase, upon the payment of the par value thereof, said right to be forfeited, if not availed of within ten days of the time fixed for the subscription by public notice.

SECTION 6. That the said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth, or of the United States, or other stocks or bonds, real or personal securities, or in such other manner as may be deemed appropriate and safe.

SECTION 7. That the directors shall have power, by their by-laws, to prescribe the form of certificate to be issued to depositors and stockholders, and the mode of making them transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors and officers, and may add to the number of directors in such manner as the by-laws may prescribe; but the whole number of directors shall not exceed twelve, or be at any time less than seven.

SECTION 8. That there shall be a meeting of the majority of the persons named in the first section within twelve months from the passage of this act, at such time and place as a majority of them shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation, and choosing from among the subscribers at least seven directors to manage the affairs of said corporation; said directors shall choose from their own number a president, and may appoint and remove at will such other officers as they shall deem necessary; said directors and president to remain in office until a new election shall take place, as may be provided in the by-laws, and to have and exercise all the rights, powers and privileges which are intended to be hereby given.

SECTION 9. That the real estate, which it shall be lawful for said corporation to hold, shall be only such as is requisite for the accommodation and convenient transaction of its business, and such as it may find necessary to purchase at judicial sale, or otherwise to secure debts due it; and that upon all cases of loans upon real estate the expenses of searches, examination of certificates, and recording papers, shall be paid by the borrower.

SECTION 10. That the directors at their first regular meeting in January of each year shall regulate and fix the rate of interest to be paid upon deposits for the ensuing year; that interest shall not be allowed to any depositor until his deposit shall amount to three dollars; that interest shall be calculated by calendar months only, and no interest to be allowed for the fraction of a month.

Increase.

Investment of funds.

Form of certificate to depositors, mode of electing directors, &c.

Number of directors.

Meeting of corporation.

Purpose of meeting.

Officers.

Real estate.

Expenses of searches, &c., to be paid by borrower.

Interest on deposits.

Dividends.

SECTION 11. That it shall be the duty of the directors of said corporation, on the first Monday in January and July in each year, to make and declare out of the net proceeds and profits of the business of said corporation, a dividend of so much thereof as they may deem best, and the same to pay over to the stockholders or legal representatives within ten days thereafter: *Provided*, That if the directors shall declare and pay any dividend from any source whatever other than the net profits and gains of the business of said corporation, or shall receive from any person or persons, any deposit after the assets of said corporation shall have become depreciated in cash value below the whole amount of the deposits with said corporation, and the debts of the same, and fifty per centum of its capital paid in, they shall become and be, and so long as said depreciation continues, shall remain jointly and severally personally liable to the depositors with and creditors of said corporation for any deficiencies existing to them after their remedies against the said corporation shall have become exhausted.

Receiving deposits after depreciation of assets.

Shares transferable.

Votes.

Failure to pay instalments.

Officers and agents to give security.

Portions of by-laws and regulations to be put up in office.

Limitation.
Reservation.

Taxes.

SECTION 12. That the shares of said corporation shall be transferable on its books, in such manner as may be designated by the by-laws thereof; that each stockholder shall be entitled to cast one vote, in person or by proxy, for each and every share of stock by said stockholder then owned; that if any person or persons shall subscribe to the original stock of said corporation, or to the increased stock thereof, and shall omit to pay the same, or any instalment thereof, for the period of thirty days after the time prescribed for the payment thereof, the moneys theretofore paid by such subscriber, and the stock by him or her subscribed for, shall be forfeited to said corporation, and the directors of said corporation may sell and dispose of the said stock as they may deem most advantageous to said corporation.

SECTION 13. That the officers and agents of the said corporation, upon entering upon the discharge of their duties, shall give bonds in such an amount as the directors shall fix, for their fidelity and good conduct, and for the safe-keeping and appropriation of all such sums of money as shall be placed in their charge by depositors and others, and that the directors of said corporation may require an increase of the amount of said bonds whenever they may deem it necessary; that such portions of the by-laws and regulations of the said corporation as relate to the receipt and payment of deposits, and to the rate of interest paid thereon, shall be put up in a conspicuous place in the office where the business of said corporation is transacted.

SECTION 14. This charter shall continue for twenty years; but the legislature reserves the power to alter, revoke, or annul this charter whenever in their opinion it may be injurious to the citizens of the commonwealth, in such manner however that no injustice shall be done to the incorporators: *Provided*, That the said corporation shall pay into the treasury of the commonwealth such taxes as may be required by law.

SECTION 15. Each stockholder shall be individually liable *Individual liability.* in double the amount of stock held by him to the creditors and depositors of said bank.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 437.

An Act

To incorporate the Arsenal Bank of the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John W. Riddell, C. F. Klapfer, S. J. Wainright, G. W. Schmidt, Samuel M'Kinley, John Chislett, William Baner-smith, Joseph G. Wainright, Thomas R. Sill, John B. Cochran, Henry A. Weaver, C. L. Straub, and their associates, now engaged in the banking business in the city of Pittsburg, under the name and style of the Arsenal Bank, and their successors, are hereby created a body politic and corporate in law, under the name and title of the Arsenal Bank of Pittsburg, and may sue and be sued, and also shall have the right to purchase, hold and own real estate, and improve or dispose of the same at pleasure. *Corporation.* *Name.* *Privileges.*

SECTION 2. The capital stock of said Arsenal Bank shall consist of the present capital of fifty thousand dollars, as now divided into one thousand shares of the par value of fifty dollars each: *Capital stock.* *Provided,* That the same may be increased from time to time as hereinafter provided, to any amount not exceeding in the aggregate two hundred thousand dollars.

SECTION 3. The said bank shall have power, and may borrow or lend money for such periods as the said bank may think proper, may discount any bill of exchange, foreign or domestic, promissory note or other obligation or security, at the legal rate of interest, and the interest may be received in advance, and shall also have the right to hold in trust or as collateral security for loans, advances or discounts, estate, real, personal or mixed, including the notes, bonds and obligations of United States, states, individuals or corporations, and to dispose thereof for the benefit of the said bank, or for the payment of the debts as security for which the same may be held, and for such price and on such terms as may be *Banking pr. vi-
leger.*

agreed upon by the said corporation and the parties contracting therewith.

Further bank-
ing privileges.

SECTION 4. The said bank may receive money to keep for its depositors either with or without interest payable thereon, and may buy and sell bullion and coin, buy, sell, draw or negotiate bills of exchange, stocks, bonds of all companies, corporations or individuals, or other good or sufficient securities at such rate as may be agreed on.

Election of di-
rectors.

SECTION 5. The board of directors shall consist of nine persons, to be elected annually on the second Wednesday of January, by ballot, by the stockholders, at a meeting to be publicly called for the purpose by the board of directors, each stockholder being entitled to one vote for each share of stock held and owned by him, and may vote in person or by written proxy: *Provided*, Said proxy is dated and executed at least five days prior to said election.

Rules and by-
laws.

SECTION 6. The board of directors shall make all rules and by-laws for conducting the business of said bank, not inconsistent herewith, shall have full power to divide the earnings of the bank and to make dividends thereof, either in stock or cash, among the stockholders, at such times and in such manner as they may deem proper; they shall elect one of their number president, and all other officers and agents that they may deem necessary for carrying on its business.

Dividends.

Officers and
agents.

Increase of
capital stock.

SECTION 7. The capital stock of said bank may hereafter be increased from time to time by the directors, to an amount not exceeding in the aggregate the net earnings of said bank: *Provided*, That said increased stock shall be divided *pro rata* among the stockholders desiring to receive the same, according to their interest in said earnings at the date of making such dividends: *And provided further*, That no other or further increase of capital stock shall be made without the consent of a majority in interest of the stockholders thereto, at a meeting to be called for the purpose by the board of directors.

Taxes.

SECTION 8. The bank shall pay such taxes upon their business as are now or may hereafter be prescribed by the laws of the commonwealth.

Payment of de-
posits to minors
and married
women.

SECTION 9. The board of directors shall have power to pay, on application, the check, paper, receipt or order of any minor or married woman, such money, or any part thereof, as he or she may have deposited to his or her credit, or any interest accruing thereon, without the assent or approval of the parent or guardian of such minor, or the husband or creditors of the husband of such married woman, to attach or in any manner interfere with any deposit, interest or dividend due thereon to such minor or married woman.

First election
for directors.

SECTION 10. That the first election of the board of directors of said bank shall be held within thirty days after the approval and acceptance of this act, due notice of which election shall be given as hereinbefore provided, and that the board of directors so elected shall serve until the next annual election or until their successors are duly elected and qualified.

Repeal.

SECTION 11. Any act of assembly, or parts thereof, inconsistent herewith, be and the same are hereby repealed, as far as said bank and the privileges hereby conferred thereto are concerned.

SECTION 12. This charter shall continue for twenty years; Limitation.
and the legislature shall have the power to alter, revoke or annul this charter whenever in their opinion it may be injurious to the citizens of this commonwealth, in such manner, however, that no injustice shall be done to the corporators. Power to revoke charter.

SECTION 14. That stockholders shall be liable and bound for all debts and obligations of said bank in an amount equal to the amount of stock held by them, and in addition thereto. Individual liability.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 438.

S Supplement

To an act, entitled "An Act authorizing the Governor to appoint a gauger and inspector of crude and refined petroleum, for the county of Clarion, and one for the county of Armstrong," approved the eighteenth day of May, Anno Domini eighteen hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no person other than those appointed by the Governor shall gauge or inspect oil, in the counties of Clarion or Armstrong. Other persons not to inspect oil.

SECTION 2. That the pains, penalties and forfeitures, imposed by the act authorizing the appointment of gauger and inspector of domestic distilled spirits, in Allegheny county, are hereby extended to Armstrong and Clarion counties, in relation to the gauging and inspection of crude and refined petroleum. Penalties, &c., imposed by certain act, extended to Armstrong and Clarion counties.

SECTION 3. That the fees prescribed by the act to which this is a supplement to be paid for the gauging of oil, shall be paid by the buyer to the gauger appointed by the Governor: *Provided,* That where the wells are located on the line of the railroad, and the oil is shipped direct from the wells, the gauging shall be paid by the owners of the well or wells. Payment of fees, relative to.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 439.

An Act

Relating to the West Philadelphia Passenger Railway Company, the Philadelphia City Passenger Railway Company, and the Hestonville, Mantua and Fairmount Passenger Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all and singular, the provisions of an act, entitled "An Act to repeal an act, entitled 'An Act to protect the health of the citizens of the city of Philadelphia, approved the seventeenth day of April, one thousand eight hundred and sixty-nine,' so far as relates to the Frankford and Southwark Passenger railroad north of Berks Street depot, and the Second and Third Streets Passenger railroad north of York street," approved October third, Anno Domini one thousand eight hundred and seventy, be and the same are hereby extended to the West Philadelphia Passenger Railway Company, the Philadelphia City Passenger Railway Company, and the Hestonville, Mantua and Fairmount Passenger Railway Company; and the said companies are hereby fully authorized and empowered to use and employ salt in cleaning their tracks from ice and snow, at all points west of the Schuylkill river, and east thereof, as respects the two first named companies, from Twenty-third street west to the Market street and Chestnut street bridges respectively.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 440.

An Act

Relating to the Philadelphia and Reading Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall be lawful for the Philadelphia and Reading Railroad Company to guarantee the bonds of any incorporated company, individual or firm, that may now or hereafter be engaged, or intend to be engaged, in the manufacture of iron or any other manufacture in any county into which any railroad or branch railroad, operated by the said company, may now or hereafter extend.

May guarantee bonds of companies, &c., engaged in manufacturing.

SECTION 2. That the provisions of the act approved the twenty-ninth day of December, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act authorizing corporations to increase their bonded obligations and capital stock," shall extend and apply to an increase of the capital stock of the Philadelphia and Reading Railroad Company, to an amount not exceeding fifty per centum of the capital stock of said company, as shown by its last annual report to the legislature: *Provide*, That this act shall be duly accepted by the said corporation, which said acceptance shall be deemed and taken to be an acceptance of the said act of December twenty-ninth, one thousand eight hundred and sixty-nine, as hereby amended.

Certain act to apply to increase of capital stock of.

Provide.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 441.

An Act

To repeal an act, entitled "An Act amending the charter of the borough of Logansville, York county, Pennsylvania," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act amending the charter of the borough of Logansville, York county, Pennsylvania," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed.

Act repealed.

SECTION 2. That the place for holding the elections hereafter in Logansville borough, shall be at the public school house in said borough; and that the qualified voters of said

Place for holding elections.

Election of
judge and in-
spectors.

borough vote for and elect, of their own number, annually, one judge and two inspectors as an election district; and the chief burgess be and is hereby empowered to appoint one judge and two inspectors, to hold the election to be held on the third Friday of March, Anno Domini one thousand eight hundred and seventy-two; the present elected constable from the North ward to give the required election notice for said borough; and that so much of the said borough charter which conflicts herewith be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 442.

An Act

To amend an act, entitled "An Act to provide for the improvement of Penn avenue, and other avenues and streets in the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That when the councils of the city of Pittsburg shall direct the grading, paving and curbing of any street or avenue of said city under the provisions of the act to which this a supplement, and authorize the election of commissioners, the time and place of holding said election shall be fixed by the officers appointed by councils to hold said election, at a time not more than twenty days thereafter, and the notice thereof shall be given in the manner provided in the second section of said act; if said officers shall neglect to give the notice required, councils may appoint the officers to hold said election.

SECTION 2. That at any election held in pursuance of this act and the act to which this is a supplement, all owners of property abutting on said street or avenue, male or female, shall be entitled to vote; where property is held in undivided interests the owners thereof shall be entitled to one vote, and the majority in interest shall control, but where a majority of the owners thereof shall be unable to agree, each of said owners shall cast a ballot specifying his interest, which shall be counted in proportion to his said interest; any persons being unable or unwilling to attend in person may vote by

Officers appointed to hold election for commissioners, to fix time and place thereof.

Notice.

What persons entitled to vote.

Proxies.

proxy, duly authorized in writing, which writing shall be countersigned with the name of the person voting the same and deposited with the ballot; trustees may vote for their *cestui que trusts*; any person holding leases or other interest under which they are liable to pay the assessment or more than half thereof, shall be entitled to vote for the property so held, but this provision shall not be construed to exempt the entire estate from liability to pay all assessments against the property.

SECTION 3. In case of a tie vote between any persons voted for as commissioners, the election officers shall order a new election to supply the vacancy, to be held at such time and place as they may fix, not more than ten days thereafter, of which they shall give notice in the manner hereinbefore directed for three days.

SECTION 4. Said election officers shall, within ten days after said election, return to the city controller a list of the voters at said election, the ballots cast, and the number of votes cast for each person voted for, copies of the advertisements, and the names and dates of the newspapers in which the same were published, all of which shall be certified by said officers; if upon such return, said election appears to have been regular, the said controller shall issue certificates of election to the persons who appear by said returns to have been elected, unless notice be given to said controller within ten days after said election, that said election was irregularly conducted, or that some of the persons elected were ineligible, which notice shall be in writing, signed by one or more persons interested in the improvement, and specifying the ground of said objection; if such notice shall be given, it shall be the duty of the controller to report the same to councils, who shall order an investigation of the said objections, by a committee appointed for that purpose; if said committee shall find that the objections are not well taken, the papers shall be returned by said committee to the controller, with a certificate of their action, whereupon he shall issue the certificate as aforesaid; if said committee shall find that the objections were well taken, they shall so report to councils, who shall order a new election of the entire board, or any one or more of said commissioners as the case may be; if no objection shall be made to said election as aforesaid, or if the committee of investigation appointed by councils shall report in favor of its legality, the same shall be regarded as legal and valid; all elections heretofore held under the act to which this is a supplement, and by authority of councils in pursuance of said act, shall be regarded as legal and valid, and the authority of the commissioner so appointed shall not be questioned, unless the objections to said election were presented to a court of competent jurisdiction, before the commencement of work by said commissioner.

SECTION 5. The commissioners who shall have been elected shall organize within ten days after notice of their election, which notice shall designate the time and place for said organization.

Cases of tie vote.

Officers to return list of voters, &c., to city controller.

If election is regular, controller to issue certificates.

Objections.

New election.

Elections heretofore held, to be regarded as valid.

Organization of commissioners.

Councils may require commissioners to give security.

Failure to give security.

Failure to attend at time designated for organization, &c.

To notify controller when organized.

To furnish controller copies of advertisements, and certified copies of contracts

Lists of assessments to be accompanied with advertisements, &c.

List to be attested.

To be filed, and assessments copied into municipal lien docket.

Filing of claims by city attorney, relative to.

Councils not to authorize grading, &c., unless cost exceeds \$50,000.

May order grading, &c., of connecting streets, if petitioned for

SECTION 6. The councils of the city of Pittsburgh may require the commissioners who may hereafter be elected under this act, or the act to which this is a supplement, either separately or jointly, to give bond in such amount as they may determine in each case, and with sureties to be approved in such manner as they may direct; and upon failure of any person so elected to give the bond required before the time for the organization of said board, the election of said commissioner shall be null and void, and the other members of the board shall appoint a suitable person in his stead, as in other cases of vacancy.

SECTION 7. If a majority of the commissioners shall fail to attend at the time and place designated for organization, or shall neglect to give bond as aforesaid, the controller shall report the facts to councils, who may, if they see proper, order a new election or repeal the ordinance authorizing said improvement.

SECTION 8. When said commissioners shall have been organized they shall notify the controller of the fact, and of the name of the president and secretary.

SECTION 9. The said commissioners shall furnish to the city controller copies of all advertisements given by them, in accordance with the act to which this is a supplement, and certified copies of all contracts entered into by them, and no work shall be done under said contract until the same shall have been filed in his office.

SECTION 10. The lists of the assessments made by the commissioners, to be filed in the office of the prothonotary of Allegheny county and with the city treasurer, shall be accompanied with the advertisements relating thereto, with the names and dates of the papers in which published, and a copy of the plots, and said list shall be attested by said commissioner; said assessments, plans, et cetera, when returned to the prothonotary's office shall be filed, and the assessments shall be copied into the municipal lien docket of the city of Pittsburgh, for which he shall be entitled to receive the sum of one cent for each name contained therein, to be paid by the city of Pittsburgh.

SECTION 11. Whenever it becomes the duty of the city attorney to file a claim for any assessment, it shall only be necessary to give the names of the owner or owners against whom the same is made, with a description of the property upon which the same was assessed, the amount thereof, and a reference to the assessment as filed by its number; when two or more lots are owned by the same person or persons, they may be included in the same claim.

SECTION 12. The councils of the city of Pittsburgh shall not authorize the grading, paving and curbing of the street or avenue under the provisions of the act to which this is a supplement, unless the cost thereof shall exceed the sum of fifty thousand dollars; but they may order the grading, paving and curbing of two or more connecting streets, or parts thereof, by one set of commissioners, provided a majority in interest of the owners of the property on each street or avenue included therein shall sign a petition, in writing, for said improvement.

SECTION 13. When two or more connecting streets, or parts thereof, shall be graded, paved and curbed together, the commissioners appointed for that purpose shall, as far as possible, keep an accurate account of the expense of each street, and upon the completion of such improvement estimate the portion to be paid by each in accordance with the cost thereof; and the cost of each street shall be assessed upon the property abutting upon the said street, or the point thereof so improved.

Cost of each connecting street graded, &c., to be assessed upon properties abutting thereon.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 443.

An Act

To vest the title to certain property, in the borough of Stroudsburg, Pennsylvania, in the board of school directors of said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the title to the property situate in the borough of Stroudsburg, and commonwealth of Pennsylvania, known as the academy property, and bounded and described as follows, to wit: Beginning at a certain point on the south side of Thomas street in said borough, one hundred feet westerly from Franklin street; thence running westerly along said Thomas street one hundred and fifty feet; thence southerly parallel with Franklin street one hundred and sixty feet, more or less, to the corner of lot belonging late to Daniel Stroud, (now to William H. Loder;) thence easterly parallel with Sarah street fifty feet; thence southerly parallel with Franklin street one hundred and sixty feet to Sarah street; thence easterly along said Sarah street fifty feet; thence northerly parallel with Franklin street one hundred and sixty feet; thence easterly parallel with Sarah street fifty feet; thence northerly one hundred and sixty feet more or less to the place of beginning, being the same property which Thomas M'Eirath and wife, by deed dated June twenty-ninth, one thousand eight hundred and thirty-nine, recorded in deed book, volume one, page three hundred and twenty-one, in the office for the recording of deeds for the county of Monroe, and state of Pennsyl-

Title to academy property, vested in school directors.

vania, sold and conveyed to the trustees of the Stroudsburg academy, be and the same is hereby vested in the board of school directors of the borough of Stroudsburg, and their successors in office, together with the buildings and appurtenances thereunto belonging, to have and to hold the same for school purposes, and no other, forever.

Directors may build additions to academy, or erect separate buildings.

SECTION 2. That the said board of school directors of the borough of Stroudsburg, be and they are hereby authorized to build such additions or extensions to the academy building now on the premises described and conveyed in section one of this act, or such separate buildings as the exigencies of the educational interests of the said borough may require, subject always to the requirements and restrictions of the laws of this commonwealth regulating the erection of school buildings and the assessment and collection of taxes to pay the expenses thereof; and they are hereby further authorized and empowered to sell and convey any or all of the lands and buildings now owned by them and used for school purposes in said borough of Stroudsburg, after giving due notice by publication once a week for three weeks consecutively, in at least two newspapers published in the county of Monroe, Pennsylvania, of the time and place of sale: *Provided always*, That the whole of the proceeds of such sale or sales, after deducting the necessary expenses, shall be expended in the erection of such additions and extensions to the academy building or separate buildings as are hereinbefore authorized to be erected, and to the repair of the same and for no other purpose whatsoever.

May sell present school lands and buildings.

How proceeds of sale to be applied.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 444.

An Act

To repeal an act, entitled "An Act to repeal an act to change the venue in a certain action of ejectment from Clarion county to Venango county," approved the twelfth day of March, Anno Domini one thousand eight hundred and seventy-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That an act, entitled "An Act to repeal an act to change the venue in a certain action of ejectment from Clarion county to Venango county," approved the twelfth day of March, Anno Domini one thousand eight hundred and seventy-two, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 445.

An Act

To authorize J. R. Williams and Andrew J. Williams, or the survivor of them, of the county of Luzerne, to sell a certain piece of real estate in the township of Plains, in the county Luzerne.

WHEREAS, Thomas Williams, of the county of Luzerne, did, on the sixteenth day of October, Anno Domini one thousand eight hundred and thirty-seven, make a deed for certain lands in Plains township, in said county, to his son George Williams, and in said deed, recorded in recorder's office of said county, in deed book number thirty-fourth, page fourteen, reserve one-fourth of an acre for a burial lot: Preamble.

And whereas, The said Thomas Williams has long since been dead, and the said lot is now no longer used for purposes of sepulture, and the bodies buried therein have been removed to other and better places; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. R. Williams and Andrew J. Williams, or the survivor of them, are hereby authorized to sell, grant, assign and convey, in fee simple, all that certain one-fourth of an acre of land recorded in deed from Thomas Williams to George Williams, recorded in deed number thirty-four, page fourteen, in recorder's office of Luzerne county, to such person or persons for such price or prices as the said J. R. Williams and Andrew J. Williams, or the survivor of them, shall determine. Authorized to sell land.

SECTION 2. That the moneys arising from the sale of said lands, after deducting the expenses of the sale, shall be invested in the purchase of a burial lot or lots in the Hollen- How proceeds sale to be invested.

back cemetery association for the purpose of burial of the heirs and kindred of the said Thomas Williams forever.

Exempted from
enrolment tax.

SECTION 3. This act is hereby exempted from the payment of an enrolment tax.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 446.

An Act

Conferring certain powers and privileges upon the Erie County Savings Bank of Erie, Pennsylvania.

Deposits.

Interest.

Deposits by
married women
and minors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Erie County Savings Bank of Erie, Pennsylvania, shall have authority and are required to receive on deposit any sum or sums of money, not less than one dollar, from any person or persons wishing to deposit the same, on such terms, as to re-payments and interest therefor, as may be agreed upon with the person or persons making such deposits: *Provided,* That the rate of interest allowed on such deposits shall not exceed six per centum per annum.

SECTION 2. That married women and minors shall be competent to make such deposits with the said savings bank, and their checks, orders or receipts for the same, on re-payment, shall be a sufficient discharge to the said savings bank; and deposits so made by any married woman or minor shall not be subject to the claim or control of the husband of such married woman, or the parent or guardian of such minor.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 447.

An Act

To annul the marriage contract between Josiah G. M'Candless and Emma, his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the contract of marriage between Josiah G. M'Candless and Emma M'Candless, of the city of Pittsburg, in the county of Allegheny, be and the same is hereby annulled, and they are hereby divorced from the bonds of matrimony.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 448.

An Act

To prevent the destruction of fish in Little Conewago creek and its tributaries, and the west branch of the Codorus creek and its tributaries, in York and Adams counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for any person or persons to take, capture or destroy fish by seine or seines, drag-net or drag-nets, set-net or set-nets, dip-net or dip-nets, stir-net or stir-nets, fish-basket, eel-weirs, brush or fascine nets, or any means or contrivances whatever of the nature of a sieve which are known to destroy or capture fish, or to destroy or capture them by shooting or striking through the ice, or otherwise than by hook and line, commonly known as angling, in the above named streams, Little Conewago creek, in Adams county, from its junction with Big Conewago creek, in said county, to its source, and all its tributaries, and the west branch of the Codorus creek, in York county, from the breast of the Spring Forge paper mill dam to its source, and all its tributaries.

Catching fish,
except by hook
and line, pro-
hibited.

Penalty for violating act.

SECTION 2. That any person or persons offending against the provisions of the preceding section shall be liable, upon conviction thereof by summary process before any justice of the peace for this commonwealth, to a penalty of thirty dollars, one-third to the informer, one-third to the constable who may make the arrest, and the balance to the school fund of the school district in which the offence may have been committed; said penalties to be recoverable before a justice of the peace, whose decision shall be final, by an action of debt in the name of the commonwealth, as debts are recoverable by law: *Provided*, That any person or persons so offending, on conviction thereof as aforesaid, who are unable or unwilling to pay said fine imposed and the costs thereon, such person or persons are to undergo an imprisonment in the county jail of the county wherein the offence is committed, for a term of not more than twenty days.

Duties of constables.

SECTION 3. It shall be the duty of any constable to whose attention a violation of the provisions of this act is called, at once to report the same to the nearest justice of the peace, and, upon warrant issued, to arrest the offender or offenders and bring him or them before said justice for trial, whose decision shall be final; and any constable who fails so to report a case of offence under this act, when notified as aforesaid, shall himself be liable to a penalty of ten dollars, to be recoverable as like penalties are now by law recoverable.

Penalty for neglect.

Payment of costs on failure to establish guilt.

SECTION 4. That upon the failure to establish the guilt of any person or persons charged with violating the provisions of this act, the costs allowed by the existing fee bill of the commonwealth shall be paid by the original informer or the accused, or both of them, at the discretion of the justice.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 449.

A Supplement

To act incorporating the Huntingdon Gas Company, approved the nineteenth day of March, one thousand eight hundred and fifty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the managers of the Huntingdon Gas Company be and they are hereby authorized to borrow from time to time, any sum or sums of money that they deem necessary for the purpose of enlarging the works of said company and paying any indebtedness thereof, at such rate of interest and to be secured in the same manner as is authorized in the act incorporating said company, approved the fourteenth day of March, one thousand eight hundred and fifty-seven: *Provided*, That the amount so borrowed shall not exceed the sum of ten thousand dollars, in addition to the amount authorized by said act.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.
JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 450.

An Act

To legalize the official acts of Samuel A. Caldwell, a justice of the peace of Clearfield county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the official acts of Samuel A. Caldwell, a justice of the peace in Bradford township, in the county of Clearfield, done in pursuance of his office between the twenty-second day of January, one thousand eight hundred and seventy-two and the nineteenth day of February, one thousand eight hundred and seventy-two, be and the same are hereby legalized and made valid, and the said acts shall have like force and effect as if his commission had expired on the said nineteenth day of February, one thousand eight hundred and seventy-two, and not on the said twenty-second day of January, one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 451.

An Act

To incorporate the Highspire Car and Manufacturing Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Robert Wilson, Isaac Mumma, Henry J. Miley, William K. Wilson, Jacob Roop, Abner Rutherford, George G. Kunkel, Martin Wetzell and Jacob Hocker, and their associates, or persons who shall become stockholders, be and the same are hereby made and constituted a body politic and corporate in law, by the name, style and title of the Highspire Car and Manufacturing Company, to be located in the town of Highspire, in the county of Dauphin, and by the said name they and their successors shall and may have perpetual succession, and shall in law be capable of suing and being sued, pleading and being impleaded, in all courts of law or equity within this commonwealth or elsewhere, and also of contracting and being contracted with relative to the business and objects of the corporation, as hereinafter declared; and they and their associates and successors as aforesaid, shall have power to lease or purchase and hold, in fee simple, such real estate as may be necessary for the business of said corporation, not exceeding twenty acres of land, except such other lands as may be conveyed to the said corporation as security for the payment of debts.
Title.	
Powers and privileges.	
Business.	SECTION 2. That the business of this corporation shall be the manufacturing and repairing of all kinds and description of railroad cars, or the manufacture of such other articles, implements or materials as a majority of the stockholders shall determine, and to vend, sell and dispose of the same, together with everything that may be deemed necessary in the prosecution of their business.
Capital stock.	SECTION 3. That the capital stock of the said company shall be fifty thousand dollars, to be divided into five hundred shares of one hundred dollars each, with the right and privilege to purchase and to commence the erection of buildings and shops for the execution of their business, whenever three hundred shares of the capital stock shall have been subscribed, and ten per centum of the same shall have been paid in, and with power to increase the said capital stock from time to time as a majority of the stockholders may deem necessary, not to exceed two hundred thousand dollars.
Erection of buildings and shops, commencement of.	
Increase of capital stock.	
Directors may borrow money and give evidences of indebtedness therefor.	SECTION 4. That the directors of the said company are hereby authorized and empowered, should the same be necessary for the prosecution and management of the business of the company, to borrow any sum of money, not exceeding the amount of stock paid in, and to secure the payment of the same by bond or mortgage of the property, rights and

franchises of the said corporation, or give such other evidences of indebtedness as may be agreed upon, at a rate of interest not exceeding eight per cent.; and the said directors shall provide for the payment of the interest upon any loan made under this section out of the receipts of the company, before any dividends shall be paid to the stockholders: *Provided*, That no such bond, mortgage or other evidence of indebtedness, so created, shall be for a less amount than one hundred dollars.

Proviso.

SECTION 5. That the management and control of this company shall be vested in the persons named in the first section of this act, until the time herein fixed for the regular election of directors; they shall choose from among their number a president and treasurer, and from among the stockholders a competent person as secretary; they shall meet from time to time, and at such places within the town of Highspire, county of Dauphin, as a majority of them shall determine, for the purpose of receiving subscriptions and assessment to the capital stock of said company, making and collecting assessments on the same, and to do such acts as shall be deemed necessary for the best interests of said corporation; and shall order an election to be held within sixty days after the passage of this act, by giving at least two weeks' notice in a public newspaper printed in said county, of the time and place when and where said election shall be held, and to appoint the officers to hold said election; at which election there shall be elected by ballot from among the stockholders a president, treasurer and six directors, to serve until their successors are duly elected; the directors thus elected shall appoint or elect from among the stockholders a competent person as secretary, and such other officers as shall be deemed necessary for the management of the business of said company; all elections of the stockholders shall be by ballot, and every share of stock subscribed and the required instalments paid in shall entitle the holder to one vote, in person or by proxy; all proxies to be legal shall be executed within sixty days preceding the election at which they are intended to be used; after the first election no share of stock shall entitle the holder to the right of voting, unless it shall have been held by him or her one calendar month prior to the day of election; persons holding stock in this company as collateral security shall not have the right to vote said stock, but the right to vote shall be vested in the person in whose name said stock stands on the books of the company: *Provided*, That this section shall not be construed as to prevent any executors, administrators, trustees, guardians, member of any co-partnership, officer or agent of any corporation or society, duly authorized, to cast the vote or votes of such trust, co-partnership, corporation or society.

Corporators to manage affairs until directors are elected.

Meetings.

Election of officers.

Votes, relative to.

SECTION 6. That the time of holding the annual meeting of stockholders and election of president, treasurer and directors of this company, shall be on the first Monday of June, in each and every year, of which meeting and election like notice as is provided in the preceding section shall be given; in case of failure to hold the first election, or any annual election under this act, the former officers and directors shall continue

Annual meeting of stockholders.

Failure to hold election.

Vacancies.

(Opening and closing of elections.

Classification of directors chosen at first election.

When president allowed to vote.

Powers of directors.

Certificates of stock and dividends, relative to.

in office until their successors be duly elected; and in case of death or resignation, or refusal to serve, the remaining directors shall elect or appoint a person (stockholder) to serve until the next annual election; all elections to be opened and closed at such times, and to be held in such places as the by-laws shall provide; this restriction not to apply or extend to the first election held under this act.

SECTION 7. That the directors elected at their first election under this act shall, at their first meeting choose a secretary, after which they shall divide themselves by lot into three classes of two in each class; the terms of the first class shall expire on the annual election in eighteen hundred and seventy-three, the terms of the second class shall expire on the annual election in eighteen hundred and seventy-four, the term of the third class shall expire on the annual election in eighteen hundred and seventy-five; after the first election under this act a president, treasurer and two directors shall be elected annually; the president shall not be allowed to vote on any question before any meeting of the directors, unless there shall be a tie vote, in which event he cast the deciding vote; the directors shall have power to make and procure a common seal, the same to alter and renew at pleasure; their regular meetings shall be at such times and places as shall be provided for in the by-laws; four directors shall constitute a quorum, who, in the absence of the president, may choose a president *pro tempore*; exact minutes of their transactions shall be kept and entered in a book prepared for that purpose; a quorum of directors being formed they shall have power and authority to fix all salaries, make and enact by-laws for the proper regulation and government of said corporation, (said by-laws not to be repugnant to the constitution of the United States or the constitution and laws of this state,) define the duties of the president, treasurer, secretary and such other officers and agents as shall be necessary for the management and carrying on the operations of said company, and generally to do such other matters, acts and things as by this act and the by-laws they are authorized to do.

SECTION 8. That the board of directors shall procure certificates of stock of said company, and shall deliver one certificate, signed by the president and attested by the secretary and sealed with the common seal of said corporation, to each person, for such share or shares of stock as are by him or her respectively owned; which certificates of stock shall be transferable only by the owner thereof, in person or by attorney duly authorized for that purpose, in the presence of the president or secretary, in a book kept for that purpose: *Provided*, That no certificates of shares shall be issued to any shareholder until such shares shall be fully paid in cash; the board of directors of said company shall make dividends of so much of the net profits of the company as shall appear to them advisable, at such time or times in each and every year as the by-laws may provide; which dividend shall be paid by the treasurer to the stockholders on demand, thirty days after the same shall have been declared.

SECTION 9. The secretary and treasurer shall annually make a statement in writing of the condition of the corporation, setting forth the amount of capital stock, the number of shares issued and the par value thereof, the number of stockholders, together with the greatest number of shares held by any one stockholder, the amount, character and value of the property real, personal and mixed, of the corporation, and of its debts, liabilities, earnings or losses; which statement shall be signed by the president, secretary and treasurer, and the directors appointed as a committee to audit and examine the books and accounts of the company, or a majority of said committee; which statement shall be prepared and completed, and exhibited to the stockholders at each annual meeting, and shall at all and any time be subject to the inspection and examination of any stockholder; any officer or director denying or refusing any stockholder the privilege of inspection and examination of any annual statement, shall be guilty of a misdemeanor, and subject to dismissal from office; the secretary and treasurer neglecting, failing or refusing to make and have completed any such annual statement at the time above specified, shall each be subject to a fine or penalty of not less than twenty-five dollars, and dismissal from office.

Statement of
condition of
corporation,
relative to.

SECTION 10. That any incorporated railroad, coal or iron company, society or association, shall have power to subscribe to the capital stock, or to purchase the bonds or mortgages of said company; and such subscribing company, society or association, shall be represented at the election of said company by such person or persons as may be designated by the governing powers of such company, society or associations.

Corporations
may subscribe
to capital or
purchase bonds
of.

SECTION 11. That if any person or persons shall wilfully or maliciously do or cause to be done any act or acts whatsoever, whereby any building, construction, works or materials of said company shall be injured or destroyed, the person or persons so offending shall be guilty of a misdemeanor, and may therefor be indicted in the court of quarter sessions of the proper county where the same shall have been committed, and on conviction thereof, shall be punished by a fine not exceeding five hundred dollars, or be imprisoned not exceeding five years, or both, at the discretion of the court: *Provided*, That such criminal prosecution shall not, in any way, impair the right of said company to a full compensation in damages in a civil suit brought therefor.

Penalty for in-
juring build-
ings, &c.

Proviso

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 452.

An Act

To incorporate the White Hall and Allen Township Bridge Company.

Commissioners.	<i>SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That John Thomas, Edwin Mickley and S. H. Price, of Hoken- daqua, Samuel Thomas and H. D. Yeager, of Catasauqua, Lehigh county, Paul Faust and William Gruver, of Allen township, Northampton county, be and they are hereby ap- pointed commissioners to open books, receive subscriptions, and organize a company under the name, style and title of the White Hall and Allen Township Bridge Company, for the purpose of erecting a bridge across the Lehigh river, the Le- high Valley railroad, Lehigh and Susquebanna railroad, and the Lehigh coal and navigation company's canal, extending from the most suitable and convenient point at or near the village of Hoken- daqua, to a point on the east or opposite side of said river or canal, with the privilege of erecting the said bridge over or above the railroad tracks if they think proper.
Title.	<i>SECTION 2.</i> That the capital stock of said bridge shall be thirty thousand dollars, to be divided into shares of fifty dol- lars each, with power to increase the same, if necessary, to an amount sufficient for the erection of said bridge.
Purpose.	<i>SECTION 3.</i> That whenever ten thousand dollars of the capital stock shall have been subscribed, the commissioners named in this act, or any four of them, may hold an election for officers of said company, of which election ten days' pre- vious notice shall be given by handbills or otherwise; the board shall consist of a president, five directors, a treasurer and a secretary.
Capital stock.	<i>SECTION 4.</i> That the said company shall be organized under and subject to all the provisions and restrictions of the act regulating bridge companies, approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-five.
Election for officers.	
Board.	
How to be or- ganized, &c.	

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one
thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 453.

An Act

To exempt the Colored Masons' hall, number four hundred and nine, South Eleventh street, in the city of Philadelphia from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the property known as the Colored Masons' hall, situated number four hundred and nine, South Eleventh street, in the city of Philadelphia, be and the same is hereby exempt from taxation except for state purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 454.

An Act

To incorporate the Oxford Banking Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James Wood, Joseph Smith, Joseph C. Taylor, C. Blackburn, Josiah W. Dance, Isaac Bradley, Joseph Thomas, Eli M'Kissuck, Joel P. Conard, Thomas P. King, John W. Caldwell and John Nelson, together with such other persons as shall become stockholders in the said company, shall be and are hereby created a corporation and body politic, by the name and style of the Oxford Banking Company, and shall so continue until the first day of May, Anno Domini one thousand eight hundred and ninety-two, and by that name shall and may sue and be sued, plead and be impleaded, defend and be defended, and by that name are hereby made able and capable to have, purchase, receive, possess, enjoy and retain to them and their successors, such real estate as may be necessary for the transaction of their business, together with

Corporators.

Name.

Limitation.

Privileges.

such as may be held by said company as security for debts, or in satisfaction thereof, and the same to grant, mortgage or demise; also, to make, have and use a common seal, and the same to alter and renew at pleasure, and to establish and put in execution all such by-laws and regulations as they shall deem necessary for governing and regulating said company, not inconsistent with the constitution and laws of the state or of the United States.

Banking privileges.

SECTION 2. That it shall be lawful for the said company to receive deposits of money from individuals and corporations, and to allow such interest for money so received as may be agreed upon between said company and said depositors, to loan out the same at a legal rate of interest, together with any other money they may have, by discounting or purchasing negotiable notes, drafts and bills of exchange, and to issue certificates for said deposits.

May act as treasurer of charitable institutions, &c.

SECTION 3. That it shall be lawful for said company to transact financial business as a natural person, and as such to become and act as treasurer and financial agents of charitable and religious institutions and corporations, and as financial agents of state and town governments, and of counties, in the management of their business at the financial centre of the county, and shall give security to such institutions and governments for the faithful performance of the duties required.

May borrow money.

SECTION 4. It shall be lawful for said company to borrow money, but not in excess of its capital stock subscribed, and to secure the same by mortgage on its real and personal property, or pledge of stocks or bonds, or otherwise, and on such time as a majority of the directors may deem expedient.

Capital stock.

SECTION 5. That the capital stock of said bank shall be one hundred thousand dollars, to be divided into two thousand shares of fifty dollars each, which shall be paid in such instalments as the said company shall by their by-laws direct, with the privilege of increasing the capital stock by a vote of the directors to the amount not exceeding three hundred thousand dollars: *Provided*, That the said bank may commence operations as soon as fifty thousand dollars of the capital stock shall have been paid in.

Commencement of business.

Management.

SECTION 6. That the affairs of said company shall be conducted by a president and eight directors, to be chosen as hereinafter directed and provided for; that the said president and directors, or a majority of them, shall elect a cashier and such other officers as they may deem necessary, and fix the compensation of the same; and all officers shall give bonds, with good sureties, in such sums as may be required by said board for the faithful performance of their several duties.

Cashier and other officers.

Office.

Election of president and directors.

SECTION 7. That the said company shall keep its office in the borough of Oxford, county of Chester; and on the first Monday of May after the acceptance of this charter, and on the first Monday of May annually thereafter, after two weeks' previous notice, the stockholders shall convene at the office of the company, and by ballot elect one person for president and eight persons as directors, who shall continue in office one year; that in the election for officers the said stockholders shall be governed by the general laws of the commonwealth,

regulating the manner of conducting elections in banks and saving institutions so far as the same may be applicable, and those present in person or by proxy shall be entitled to one vote for each share of stock held by them: *Provided however*, That no person shall be elected to any office in said company who is not a stockholder therein, and that all vacancies occasioned by death, resignation or refusal to serve, shall be supplied in such manner as said company may by by-laws direct. Vacancies.

SECTION 8. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law. Bonus and taxes.

SECTION 9. That the legislature hereby reserves the power to alter, revoke or annul the said corporation, whenever in their opinion it may be injurious to the citizens of the commonwealth, in such manner however that no injustice shall be done to the corporators. Reservation.

SECTION 10. That the stockholders shall be individually liable in double the amount of stock held by them. Individual liability.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 455.

An Act

To incorporate the Fort Hunter Road Commission.

WHEREAS, That part of the Harrisburg and Millerstown turnpike road extending from M'Clay street, in the city of Harrisburg, to Fort Hunter, in Susquehanna township, Dauphin county, has been abandoned and neglected by the company formerly owning the same, for a period of twelve years and more, and in consequence thereof the said piece of road has become a charge upon the citizens of said township: Preamble.

And whereas, The supervisors of the township in consequence of the total want of the necessary material for repairing said road, within a reasonably convenient distance thereof, and in view of the extraordinary expense that would be necessarily be incurred in properly repairing and keeping up said piece of road, have neglected and still neglect to keep the same in that good condition required by public necessity; therefore,

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Daniel D. Boas, Jacob R. Eby, A. O. Heister, John A. Smull, L. N. Ott, D. W. Gross, George Bergner, Abraham Bates, James H. M'Allister and Benjamin Straw, and their successors, be and they are hereby erected, made and constituted one body politic and corporate, in deed and in law, by the name, style and title of the Fort Hunter Road Commission, with all the rights, franchises, powers, &c., incident to corporations and necessary to carry out the purposes hereinafter mentioned.
Title. Rights, powers, &c.	
How to organize.	SECTION 2. Said commission shall organize in the manner provided by law for organizing turnpike and plank road companies; and it shall be lawful for its officers, managers, agents, engineers, laborers or other employees, to enter in and upon any or all lands, grounds, tenements or inclosures, for the purpose of quarrying and procuring material for or draining said road, as fully as township supervisors are now by law authorized and empowered to do and on like conditions.
Officers and employees may enter upon lands to obtain material and drain road.	
May levy and collect tax.	SECTION 3. For the purpose of enabling the said commission to properly make repair and keep up the said piece of road, said commission is hereby empowered and authorized to lay a rate of assessment not exceeding six mills on the dollar, annually, (upon the assessed value,) on all real estate, farms, houses and lots, pieces or parcels of land lying along and abutting on said piece of road, and on all personal property, offices, trades and occupations carried on along the line thereof, and on the property above described, as fully as the township supervisors are now by law empowered to do, and to collect the same in like manner, and with like powers, as are now by law provided for the collection of road taxes, except that said commission shall appoint its own collectors; which assessment, when so laid and collected, shall be deemed and taken as a road tax, and shall exempt the property, trades and occupations thus assessed from the payment of any and all further taxation for road purposes: <i>Provided,</i> That any provision of law now in force, authorizing tenants or others to work out their road taxes, shall apply to the said commission as fully as county or township supervisors.
Persons and property assessed, to be exempt from further taxation for road purposes.	
To account for moneys received and expended.	SECTION 4. Said commission shall keep correct accounts of all moneys received or collected as aforesaid, and expend the same in making, repairing and keeping up said piece of road, and by its officers shall account, annually, to the township auditors in regard to the manner of keeping their accounts, and the correctness thereof; and the said road between the points named shall, in all respects, be deemed a free public highway, under the control and exclusive management as respects its uses, repairs and improvement, of the said commission, and not within the jurisdiction of any township supervisor during the continuance of said commission.
Road to be free, and under control of commission.	
Reservation.	SECTION 5. The legislature hereby reserves the right to repeal the foregoing act on the application of a majority of the said commissioners, or on the petition of the persons owning

a majority of the real estate on the line of the said road, at any time after ten years from the passage of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 456.

An Act

To authorize the supervisors of New Milford township, Susquehanna county, to levy and collect a tax for township expenses, et cetera.

WHEREAS, By an act of assembly approved the eleventh day of March, Anno Domini one thousand eight hundred and seventy, entitled "An Act to authorize the erection of a poor house in the township of New Milford, and county of Susquehanna," the offices of supervisors and overseers of the poor were separated, thereby leaving the supervisors of said township without the authority to levy a money tax to meet the necessary expenses of said township; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of said township of New Milford, in the county of Susquehanna, be and they are hereby authorized to levy and collect, in the same manner as other township rates and levies are collected, annually, a sufficient amount of money to pay the supervisors, auditors and town clerk for their services, the constable for election services, to purchase necessary bridge plank for the said township, and to defray any other legal necessary cash expenses of the supervisors: *Provided*, Said tax in any one year shall not exceed five mills on the dollar of valuation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 457.

An Act

Authorizing the treasurer of the county of Allegheny to pay to Gottlieb Faas, of the city of Allegheny, from the forfeited recognizance of H. W. Behrhorst, the amount due him from said Behrhorst.

WHEREAS, H. W. Behrhorst, of the city of Allegheny, did, on or about the month of August, Anno Domini eighteen hundred and sixty-nine, fraudulently procure a promissory note signed by Gottlieb Faas, of the city of Allegheny, and he did fill up the blanks on said note in the amount of four hundred dollars, the same having been discounted at the Diamond Savings Bank, in Allegheny city, by or for the use of said Behrhorst, the said note having been protested, and upon suit, Gottlieb Faas, as the original drawer thereof, having been compelled to pay the same in full; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the treasurer of the county of Allegheny, in whose hands the amount of four hundred dollars, as recognizances forfeited by reason of the non-appearance of H. W. Behrhorst for trial at December term, one thousand eight hundred and sixty-nine, of the court of the county of Allegheny, for the recovery of the sum of four hundred dollars, the same having been fraudulently obtained by H. W. Behrhorst, is hereby authorized and directed to refund to Gottlieb Faas the sum of four hundred dollars: *Provided*, That said Gottlieb Faas shall produce satisfactory evidence to the judge of the court of quarter sessions of the county of Allegheny that the same is justly due him.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 458.

An Act

Authorizing the county commissioners of Blair county, to borrow money and pay certain claims for labor, materials and furnishing the same, against Jonathan Rhule, contractor for the erection of the Blair county prison.

WHEREAS, The county commissioners of Blair county, in Preamble. the year eighteen hundred and sixty-eight, entered into a contract with Jonathan Rhule, for the erection of a county prison, for the sum of sixty-four thousand dollars:

And whereas, Said Rhule having failed to comply with his contract, the said commissioners took charge of and finished said prison with the balance of said sixty-four thousand dollars remaining in their hands, and now find that there are claims against said Rhule, for labor, materials and furnishing the same, in the construction of said prison, amounting to about nine thousand dollars:

And whereas, The whole of said sum of sixty-four thousand dollars was expended in said prison.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners of Blair county, be and they are hereby authorized and empowered to examine said claims against said Rhule, for labor, materials and furnishing the same, in the construction of said prison, and pay to such claims *pro rata* as they find to be justly due: *Provided*, Said amount so paid shall not exceed the sum of six thousand dollars. Authorized to examine and pay claims.

SECTION 2. The said commissioners are hereby authorized to borrow as much money as may be needed for that purpose, at a rate of interest not to exceed seven per centum per annum, and that no portion of said money be paid to the sureties of said Rhule, unless for labor or materials actually furnished by them in and about the erection of said county prison. May borrow money.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 459.

An Act

To repeal section four of an act, approved February twenty-sixth, Anno Domini one thousand eight hundred and fifty-three, entitled "An Act to authorize the council and inhabitants of the borough of Frankford to borrow money to erect gas works in the borough, relative to the Powelton school house in Philadelphia county, to the American College of Medicine, and to hold elections in Delaware township, Juniata county," and an act, entitled "A supplement to an act, approved February twenty-sixth, Anno Domini one thousand eight hundred and fifty-three, entitled 'An Act to incorporate the American College of Medicine,'" approved February fifteenth, Anno Domini one thousand eight hundred and sixty.

WHEREAS, It has been ascertained, by evidence produced before a committee of the Senate of the commonwealth of Pennsylvania, that the institution known as the Philadelphia University, or American College of Medicine, has for some time past been engaged in the unlawful sale and issuing of medical diplomas to persons not qualified to receive the same, in violation of the spirit and terms of its charter, and to the great detriment of the public interest, tending to bring the medical institutions of the state into disrepute, and endanger the public health, by permitting persons, unqualified to practice medicine, to exhibit diplomas so improperly obtained; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the fourth section of an act, approved February twenty-sixth, Anno Domini one thousand eight hundred and fifty-three, entitled "An Act to authorize the council and the inhabitants of the borough of Frankford to borrow money, et cetera, relative to the American College of Medicine, and for other purposes," and an act, entitled "A further supplement to an act, approved February twenty-sixth, Anno Domini one thousand eight hundred and fifty-three, entitled 'An Act to incorporate the American College of Medicine,'" approved February fifteenth, Anno Domini one thousand eight hundred and sixty, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 460.

An Act

To incorporate the St. Petersburg Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Henry Derousse, Watson Depuy, Thomas L. Huggard and James F. Dovey, their successors and associates, are hereby created a body politic and corporate, by the name, **THE**

style and title of the St. Petersburg Water Company of Clarion county, and by that name shall have perpetual succession, and shall in law be capable of suing and being sued, pleading and being impleaded in courts of law and equity, and of contracting and being contracted with relative to the business of the corporation, and may have a common seal, and the same to alter and renew at pleasure, and hold in fee simple such real estate as may be necessary for carrying on the business of the said corporation.

Corporators.

Powers and privileges.

SECTION 2. That the company shall have power to provide, erect and maintain all works and machinery, engines and apparatus necessary or proper for raising and introducing into the borough of St. Petersburg, in the county of Clarion, a sufficient supply of water, and for that purpose may provide, erect and maintain all proper buildings, cisterns and reservoirs for the reception of water to be introduced and distributed; and for that purpose they are authorized and empowered by themselves, their agents, engineers and workmen, and with their tools, wagons, carts, horses and implements, to enter upon such lands and enclosures, lanes and alleys, roads, highways and bridges, as it may be necessary to occupy for the purpose aforesaid, or to obtain materials for the construction of said works, and to occupy, ditch and lay pipes through the same, and the same to repair from time to time; and if any injury be done to private property, the said corporation shall make compensation therefor, or give security for such compensation according to the provisions of the eleventh section of an act, entitled "An Act regulating railroads," approved February nineteenth, one thousand eight hundred and forty-nine.

Authorized to erect works.

May enter upon land to lay pipes, obtain materials, &c.

Damages

SECTION 3. That the capital stock of said company shall be twenty thousand dollars, with power to increase the same, divided into shares of fifty dollars each; and the said company may issue bonds to the amount of one half of their capital stock, bearing interest not to exceed eight per centum per annum, and secure the same by mortgage of their real estate and franchises and privileges.

Capital stock.

May issue bonds

SECTION 4. That the stockholders shall, annually, at such day and place as the by-laws may designate, elect five directors to manage the affairs of said company, who shall serve

Directors.

for one year and until their successors are elected; and the persons above mentioned shall be the first board of directors, and they and each succeeding board of directors shall elect a president from among their number, and also appoint such other officers and agents as the interests of the said company may require; and in all elections each share of stock shall be entitled to one vote.

SECTION 5. That if any subscriber to the stock of this corporation shall refuse or neglect to pay any assessment or instalment called for by the said company at the time and place appointed, and the same shall remain unpaid for the period of thirty days, he shall, in addition to the instalment called for, pay interest thereon for such delay at the rate of five per centum per month, and the company may sue for and recover the same instalment and interest thereon or forfeit the amount already paid by said delinquent subscribers as the board of directors of said company may choose or elect.

SECTION 6. That the said company shall have the right to fix and establish all necessary rules and regulations as to the use of said water furnished as aforesaid, and to fix and establish the rates and prices to be paid by the citizens using the same, and to collect the same as debts are now or may be collected by the laws of this commonwealth, and also to declare dividends of the net profits of said company as may be provided by the laws of this commonwealth: *Provided*, That such parts of said work as may be deemed advisable by said company shall be done from time to time, and the company shall have as full powers over the work completed as though they had finished the whole work contemplated by this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 461.

An Act

To repeal an act, entitled "An Act to incorporate the Eclectic Medical College of Pennsylvania," approved the twenty-fifth day of February, Anno Domini eighteen hundred and fifty.

WHEREAS, It has been ascertained by evidence produced before a committee of the Senate of the commonwealth of Pennsylvania, that the institution known as the Eclectic Medical

College of Pennsylvania, has for some time past been engaged in the unlawful sale and issuing of medical diplomas to persons not qualified to receive the same, in violation of the spirit and terms of its charter, to the great detriment of the public interest, tending to bring the medical institutions of the state into discredit and endanger the public health, by permitting persons utterly unqualified to practice medicine to exhibit diplomas so improperly obtained; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to incorporate the Eclectic Medical College of Pennsylvania," approved the twenty-fifth day of February, Anno Domini eighteen hundred and fifty, and the several supplements thereto, namely: An act, entitled "An Act supplementary to an act, entitled 'An Act to incorporate the Eclectic College of Pennsylvania.'" approved the seventh day of May, Anno Domini eighteen hundred and fifty-five, and an act, entitled "A further supplement to incorporate the Eclectic Medical College of Pennsylvania," approved the twenty-fifth day of February, Anno Domini eighteen hundred and fifty-five, and a supplement to an act approved February twenty-sixth, (26,) Anno Domini eighteen hundred and sixty, entitled "An Act to incorporate the American College of Medicine," approved March twenty-first, Anno Domini eighteen hundred and sixty-five, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 462.

An Act

To increase the pay of supervisors, road, overseers of the poor, road and bridge viewers and township auditors in Clearfield county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the daily pay of supervisors of roads, overseers of the poor and township auditors, in the several townships and boroughs of Clearfield county, shall be two dollars; and all laws inconsistent herewith are hereby repealed.

Pay of supervisors, overseers of poor and township auditors.

Pay of road and
bridge viewers,
and surveyors.

SECTION 2. That the provisions of an act, entitled "An Act to increase the pay of road and bridge viewers and surveyors in the county of Susquehanna," approved April tenth, one thousand eight hundred and sixty-nine, be and the same are hereby extended to the county of Clearfield.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 463.

An Act

To establish a board of health in the city of Harrisburg.

Board consti-
tuted.

Council to
elect members.

When to enter
upon duties.

Qualifications.

President and
secretary.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John A. Small, Dr. George W. Porter, William Colder, Dr. C. B. Fager, Dr. A. Van Cleef, William R. Cowden, D. W. Seiler, Dr. E. Franciscus, Albert Hummel, Daniel Sheesly, Sr., Dr. William H. Egle and S. B. Britton are hereby constituted and appointed a board of health for the city of Harrisburg, to serve until the first Monday of January, one thousand eight hundred and seventy-three, without compensation; and that the common council of the city of Harrisburg shall, at their stated meeting in the month of December, one thousand eight hundred and seventy-two, elect four citizens as members of said board of health to serve for one year, four citizens to serve for two years, and four citizens to serve for three years; and the said citizens so elected shall enter upon the duties of their office on the first Monday of January succeeding their election; the said common council shall annually thereafter, at their stated meeting in the month of December, elect four citizens to serve as members of said board for three years from the first Monday of January succeeding their election; no citizen shall be elected a member of the said board of health unless he possesses the qualifications now required by law to be possessed by the mayor of said city, and in addition thereto shall be a freeholder of said city.

SECTION 2. That the said board of health, out of their own body, shall choose a president, who shall preside at the meet-

ings of the board, and whose place shall be supplied in his absence by the appointment of a chairman for the time, a secretary, whose duty it shall be to keep fair minutes of all proceedings, rules and regulations of the board; and the said board shall meet as often as they shall find necessary, but shall meet at least once in every two weeks, and shall be specially convened by order of the president or any two of the members; and the said board shall have and hereby is vested with full power and authority to make such general rules, orders and regulations for the preservation of the health of said city as in their judgment may be rendered necessary.

Meetings of board.

Rules, orders and regulations.

SECTION 3. That it shall be the duty of the said board to have all objects, which may have a tendency to endanger the health of the citizens, removed or corrected as they shall deem necessary for the health of the citizens; and if the owner or owners or occupiers of any premises on which such nuisance shall be found, refuse or neglect, on due notice, to remove or correct the same, he, she or they so refusing or neglecting shall forfeit and pay for every such offence any sum not less than twenty nor more than two hundred dollars, to be recovered and applied to the treasury of the city of Harrisburg; and the common council shall from time to time, as may be required by said board of health, provide by ordinance for the carrying into effect the orders and regulations of the said board, and the payment of such expenses as the said board of health may incur in carrying out the duties of their appointment.

Duty of board.

Penalty for refusing to remove nuisances, on notice given.

Council to provide for carrying orders of board into effect

SECTION 4. That it shall be the duty of the police officers of the said city, under the direction of the said board of health, to inquire and examine into the existence of any nuisance or other cause which may be deemed injurious to the health of said city, and to report the same to the said board; and it shall be the duty of the said police officers to notify all persons to remove any nuisance or cause injurious to health, upon the request of the said board; and if any person shall refuse or neglect to remove the same, upon due notice given as aforesaid, it shall be the duty of the police officers aforesaid to make information before the mayor or any alderman of said city, and the person or persons refusing or neglecting to remove the same shall be punished as is provided in section third of this act; any police officer who shall neglect or refuse to perform the duties prescribed by this act shall be guilty of a misdemeanor and punished according to existing laws of this commonwealth.

Duties of police officers.

Penalty for neglect.

SECTION 5. That all matters relating and appertaining to the health of this city be referred to this board.

Reference of sanitary measures.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 464.

An Act

To incorporate the Mountain Branch Railroad Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Frank Fielding, John M. Adams and William H. Dill, or a majority of them, and those who may hereafter be associated with them as stockholders, be and they are hereby incorporated and constituted a body politic and corporate, under the name, style and title of the Mountain Branch Railroad Company, with all the rights, powers and privileges, and subject to all the conditions and restrictions conferred or imposed by an act to regulate railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and its several supplements. (except the proviso to the eighteenth section of said act,) so far as the same are not altered or supplied by this act; and said company shall also be entitled to all the rights, powers and privileges of any general law of this commonwealth relating to railroad companies.
Title. Powers, privileges, &c.	
Authorized to construct railroad.	SECTION 2. The said company are hereby authorized to construct a railroad with one or more tracks, commencing at a point on the Allegheny Valley railroad, between Reynoldsville, Jefferson county, and Sandy Creek Summit, Clearfield county; thence northwardly by tributaries of Sandy Lick creek, Little Toby and Clarion river, to the Philadelphia and Erie railroad, in the county of Elk, with power to connect and cross at grade, any railroad now built or that may hereafter be built at either of its termini, with all the rights, powers and authority to construct and operate branches that are now granted by law to the Philadelphia and Erie railroad company, all of which powers and authority are hereby vested in said Mountain Branch Railroad Company; and said company shall further have authority to make such extensions from either of said points, as may, in the opinion of its board of directors, be needful to form such connections with other railroads, as will best promote the interests of the company, and for this purpose, are invested with all the powers and authority granted for constructing any other part of their line.
May connect with and cross other roads.	
Branches.	
Extensions.	
Capital stock.	SECTION 3 The capital stock of the said railway company shall consist of an amount not exceeding five hundred thousand dollars, as may be from time to time fixed by its board of directors, with authority to borrow money on the bonds of the company, to an amount not exceeding in the aggregate forty thousand dollars per mile, at a rate of interest not exceeding ten per centum per annum, the payment of said bonds to be secured by a mortgage of the railway, and its franchises and equipments; and said company is hereby authorized to
May borrow money on bonds.	

receive donations of land or other property, or receive the same in payment of subscriptions or exchange for stock, on such terms and conditions as may be agreed upon between the company and the parties so donating, subscribing or exchanging, with full power and authority to said company to hold, use, sell or otherwise dispose of said property from time to time: *Provided however*, That all lands and property, or the proceeds derived from the property so donated, contributed or received in payment or exchange for stock, shall be used exclusively to aid in securing the ultimate construction and equipment of the railway of the company. May receive property as donations, &c.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN.

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 465.

An Act

To authorize the school directors of the borough of Tamaqua, in the county of Schuylkill, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the school directors of the borough of Tamaqua, in the county of Schuylkill, are hereby authorized and empowered to borrow any sum or sums of money, not exceeding fifteen thousand dollars, and to issue bonds or certificates of indebtedness for the same, in sums of not less than one hundred dollars each, bearing interest at the rate of six per centum per annum; said bonds or certificates of indebtedness to be executed by the president and countersigned by the secretary of the board of directors, shall be free of taxation, except for state purposes, under the laws of this commonwealth, and shall be made payable not over thirty years from date and after the expiration of five years from date, shall be redeemable at any time within said period that said school directors or their successors shall by resolution direct: *Provided*, That all loans so made shall be applied exclusively to the purchase of ground and to the erection of suitable buildings thereon for the use of the public schools in the East ward of the borough of Tamaqua: *And provided further*, That nothing

herein contained shall be held in any way to effect, the levying of taxes for school purposes in said district. . .

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 466.

An Act

To repeal an act, entitled "An Act to repeal an act to change the venue from Schuylkill county to Northampton county, approved the seventeenth day of March, Anno Domini one thousand eight hundred and sixty-four," which was approved the twenty-sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act to repeal an act, entitled, 'An Act to change the venue from Schuylkill county to Northampton county,' approved the seventeenth day of March, Anno Domini one thousand eight hundred and sixty-four," which act was approved the twenty-sixth day of May, Anno Domini one thousand eight hundred and seventy-one, be and the same is hereby repealed, and the said an act to change the venue from Schuylkill county to Northampton county, be and the same is hereby re-instated and re-enacted.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 467.

An Act

Granting corporate powers to the Keystone Bridge Company, in lieu of those conferred by the act, entitled "An Act relating to corporations for mechanical, manufacturing, mining and quarrying purposes," approved the eighteenth day of July, Anno Domini one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same,*

That the Keystone Bridge Company, a corporation organized under the act, entitled "An Act relating to corporations for mechanical, manufacturing, mining and quarrying purposes," approved the eighteenth day of July, Anno Domini one thousand eight hundred and sixty-three, shall have and exercise all their corporate rights and powers under and in pursuance of the provisions of this act, whenever the same shall have been accepted by the stockholders thereof in the manner hereinafter provided, and when so accepted, the same shall be vested in the said company, and thereupon said company shall have perpetual succession, sue or be sued, implead and be impleaded, contract and be contracted with, have and use a common seal, and the same to change or renew, may make by-laws, rules and regulations, and amend the same for the government of their affairs, may from time to time purchase, acquire and hold in fee simple or for any less estate, property, real and personal; necessary and proper for the purpose of carrying on and conducting their business, and the same to sell and convey, lease, mortgage or transfer, use, work or dispose of, and shall have and enjoy all the rights, privileges and powers incident to a corporation, and which may be necessary to carry out and perform the objects and purposes of this act.

Powers and
privileges.

SECTION 2. The said company shall also have authority and they are hereby empowered to engage and continue in the business of manufacturing, erecting and disposing of bridges, viaducts, trestles, roofs, turn-tables and other structures composed wholly or in part of steel, iron, wood or other suitable material, of constructing sub-structures for bridges, viaducts and other structures, wholly or in part of like material, to manufacture, erect and dispose of machinery and other mechanical appliances, and when deemed necessary or needful to the success, promotion and purposes of their said business, to acquire, hold, use and apply inventions, plans and devices secured by letters patent of the United States, and to contract with any person or corporation within any of the states or territories of the United States or elsewhere, or be contracted with in this state by any corporation of any of the

Further powers.

states or territories of the United States or elsewhere, for and in respect to the manufacture, erecting and disposing of such bridges, viaducts and other articles so manufactured.

May increase capital stock.

SECTION 3. The said company are also hereby empowered, from time to time, to increase their present capital stock to an amount not exceeding, in the aggregate, thirty thousand shares, of the par value of fifty dollars each, and to sell and dispose of the same at not less than the par value thereof, and payable in such instalments, and upon such conditions, as the board of directors may prescribe; and from time to time borrow money, to issue bonds or obligations therefor, to an amount not exceeding one million of dollars, in sums of not less than one hundred dollars, and bearing interest not exceeding seven per centum per annum, and to secure the same by one or more mortgages on their property, real and personal, corporate rights and franchises, acquired and to be acquired.

May borrow money and issue bonds therefor.

Upon filing acceptance of act by stockholders, company to derive their powers therefrom.

SECTION 4. Upon the acceptance of this act by the stockholders of said company, owning at least two-thirds of the present capital stock, in writing, under their respective hands, and upon a copy thereof, attested under the corporate seal of said company, verified by the oath or affirmation of the president and treasurer, being filed in the office of the secretary of the commonwealth, who shall give a certificate thereof to said company, and which shall be competent evidence of the corporate existence and powers of said company, then, and thereafter, the said company shall derive their power from, and be subject to the duties and obligations of this act, instead and in lieu of those contained in the said act, approved the eighteenth day of July, Anno Domini one thousand eight hundred and sixty-three, and which shall be deemed and taken to have been surrendered to the commonwealth: *Provided however*, That nothing herein contained shall be construed to change or affect, in any manner, the existence of said company as a corporation, or their right, title and interest in or to any real or personal estate heretofore acquired; and all contracts and liabilities for and in respect to their business, made and incurred prior to the date of filing said acceptance, shall be enforced under the provisions of the said act of July eighteenth, one thousand eight hundred and sixty-three.

Proviso.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 463.

An Act

To repeal an act of assembly, entitled "An Act to change the venue in a certain cause now pending in the supreme court at Philadelphia to court of common pleas of Venango county," approved the fourth day of January, Anno Domini one thousand eight hundred and seventy-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act of assembly, entitled "An Act to change the venue in a certain cause now pending in the supreme court at Philadelphia to the court of common pleas of Venango county," approved and signed by the governor on the fourth day of January, Anno Domini one thousand eight hundred and seventy-two, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 469.

An Act

To incorporate the Philadelphia Camp Meeting and Excursion Association of the Methodist Episcopal church.

WHEREAS, Many of the ministers and laymen of the several Methodist Episcopal churches, in the city of Philadelphia and its vicinity, have associated themselves together for the purpose of forming a camp meeting and excursion association, and did, at a meeting held in the Methodist Episcopal book rooms, in the city of Philadelphia, on the fifth day of February, in the year of our Lord one thousand eight hundred and seventy-two, adopt a constitution for the government of said association, and did then and there elect a board of managers in pursuance of the purposes of such association, and have applied to the legislature of Pennsylvania for an act of incorporation.

Preamble.

ration the better to enable them to accomplish their purposes ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That the present managers of the above named association, namely, J. B. M'Cullough, B. Schofield, Jr., William C. Robinson, D. James, M D., J. Cunningham, Lewis S. Heins, M. D. Kuntz, W. Henry Sutton, Jacob Dickerson, Thomas Perrins, J. S. Cook, George W. Wanamaker, S. W. Thomas, J. C. Coulston, T. A. Fernley, John Mullin, William M. Ridgway, William H. Flavill, Robert E. England, Rees Palmer and Daniel Neilds, with such others as now are or shall hereafter become members of said association, and their successors, shall be and hereby are constituted and appointed a body

Name. politic and corporate in law, by the name and style of the Philadelphia Camp Meeting and Excursion Association of the Methodist Episcopal church, and by that name, style and title shall have perpetual succession, and shall be capable in

Powers and privileges. law to sue and be sued, plead and be impleaded, in any court or courts, before any judge or judges, justice or justices, in any and all manner of suits, complaints and pleas for any manner of causes of action, matter and demands whatsoever, and all and every matter or thing therein to do in as full and effectual a manner as any other person or persons, bodies politic and corporate within this commonwealth may or can do; shall have power to make, use and utter a common seal, with such device and inscription thereon as they may deem proper, and the same to alter or renew at pleasure, and shall have power to make and enforce rules, by-laws and ordinances, and to do and transact all and every such matters and things as are necessary and proper for the good government, support and furtherance of the affairs of the said association: *Provided always,* That the said rules, by-laws and ordinances, or any of them, be not inconsistent with the provisions of this act and not repugnant to the constitution and laws of the United States, nor the constitution and laws of this commonwealth; the said association shall also be able and capable in law to purchase, take, receive, hold and enjoy, to them and their successors, all manner of lands, tenements, rents, annuities, franchises, and hereditaments, and any sum or sums of money, and any and all manner of goods and chattels and choses in action, and any kind of property whatsoever, by purchase, gift, grant, devise, bequest, or in any manner whatsoever not prohibited by the laws of this commonwealth, and the same to grant, bargain, sell, lease, release, confirm, convey, dispose of and encumber by judgements, mortgages, or otherwise, and shall have power to contract with any person or body corporate in reference to the carriage of passengers to and from the grounds of this association, or with reference to any other matter or thing pertaining to the management, control or affairs of the said association.

Objects and purposes. **SECTION 2.** The objects and purposes of this association are to obtain and hold land or grounds to be used under the direction of this association for excursions from churches, Sun-

day schools and other moral and benevolent associations, to hold camp meetings in accordance with the usages of the Methodist Episcopal church, to ornament, embellish, grade and supply the said grounds with all necessary roads, streets, way and water privileges, and to erect on the same such tenements, cottages, excursion houses, tent houses, depots, out houses, buildings, and to make such water works, lakes, basins, fountains and cisterns as may be needed in carrying out the designs of the association, and generally to manage, improve, lease or dispose of said land, and do any manner of thing that said association may deem necessary or proper, and not inconsistent with the laws of this commonwealth.

SECTION 3. This corporation shall be managed, controlled and directed in accordance with the provisions of this act and of the constitution of said association, by a board of twenty-one managers, nine ministers and twelve laymen, all members of the Methodist Episcopal church, and stockholders in the association, and a majority of them citizens of this commonwealth; the persons above named as incorporators, having been duly elected by the association, shall constitute the first board of managers, and said managers shall divide themselves into three classes, to serve respectively one, two and three years, so that seven members of the board, three ministers and four laymen, shall be elected by the stockholders, by ballot, at the first annual meeting in one thousand eight hundred and seventy-two, and the same number at each succeeding annual meeting thereafter; the said managers shall have power to fill all vacancies in their number in the intervals of the annual meetings; the officers of the board of managers shall be a president, vice-president, secretary and treasurer, who shall be annually elected by ballot.

Managers.

First board.

To be classified.

Vacancies.

Officers

SECTION 4. The members of this association shall be persons of good moral character, owning one or more shares of the stock of said association, and where stock is owned by any church or Sunday school of the Methodist Episcopal church, such church or Sunday school may, in such manner as seems to them best, select a representative, who shall thereupon become a member of this association, may vote either in person or by proxy, and shall be entitled, in all meetings of the stockholders, to one vote for each share of stock owned or represented by them.

Membership.

Votes.

SECTION 5. The capital stock of said association shall be thirty thousand dollars, with the privilege of increasing it, if necessary, to fifty thousand dollars, to be divided into shares of twenty-five dollars each.

Capital stock.

SECTION 6. The annual meeting of the corporation, for the election of managers and the transaction of business pertaining to the general interests of the association, shall be held at their place of business, in the city of Philadelphia, on the first Monday in the month of October, and in the event of a failure to elect managers at the time hereinbefore mentioned, the same managers shall continue to exercise all the powers vested in them until their successors shall be duly elected.

Annual meeting.

SECTION 7. And be it further enacted, That the managers of this corporation, for the better protection of their property

May appoint police officers.

Powers of police
officers.

and the preservation of the peace and good order on the grounds at any and all times during the excursion season, and particularly for the enforcement, during the holding of a camp meeting, of the act of April second, eighteen hundred and twenty-two, for the protection of religious societies, shall be and hereby are empowered to appoint, at any and all times, and to support, at their own expense, as many police officers as they may desire, who shall possess, be clothed with and exercise all the powers of constables or police officers under the laws of this commonwealth, and shall have power to arrest all disturbers of the peace, with or without warrant, and bring them before any alderman or justice of the peace of the county of Delaware, to be dealt with according to law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 470.

A Further Supplement

To the act relating to estrays in the county of Delaware, approved February twenty-second, one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act relating to estrays in the county of Delaware, approved February twenty-second, Anno Domini one thousand eight hundred and sixty, shall not apply to cattle, horses or sheep, and which may have accidentally escaped from their enclosures.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 471.

An Act

To authorize the councils of the city of Erie to vacate the northern terminal portion of German street, in the city of Erie, and empower them to sell and convey the same.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the select and common council of the city of Erie be and hereby are authorized to vacate so much of German street, in said city, as lies north of Front street, and the part so vacated shall thereupon be vested in and become the property of said city to all intents and purposes; and the said councils are hereby authorized to sell or otherwise dispose of, and by deed under the corporate seal convey all or any part thereof, so vacated and granted, unto any person or persons, or body or bodies corporate, for such price and upon such terms and conditions as may agreed upon between the parties.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 472.

An Act

To incorporate the Pittsburg Academy of Art and Design.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That William Thaw, Jos. Horne, Charles J. Clarke, Thomas N. Miller, Geo. W. Backofen, John A. Harper, Paul H. Hacke, Alexander Laughlin, T. Brent Swearingen, Charles Linford, W. H. Edgerton, Frank Rahm, C. M. Johns, Jas. M'H. Reinhart, D. P. Corwin, Wm. Schoyer, Geo. B. Edwards, Thomas P. Houston, and their associates or persons who shall become

stockholders, be and the same are hereby made and constituted a body politic and corporate, by the name, style and title of the Pittsburg Academy of Art and Design, of the city of Pittsburg, Allegheny county, with a capital of ten thousand dollars, to be divided into shares of ten dollars each, and shall have the privilege of increasing their capital stock to one hundred thousand dollars.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 473.

An Act

To incorporate Equinunk Lodge, number four hundred and eighteen, of the Independent Order of Good Templars.

Preamble.

WHEREAS, George W. Wood, Henry M'Intosh and La Fayette Doolittle now hold in trust for the said Equinunk Lodge of Good Templars, a certain title deed for the premises on which is erected a two story building, situated in the village of Equinunk, in the county of Wayne :

And whereas, The said George W. Weed, Henry M'Intosh and La Fayette Doolittle are willing and anxious to convey the aforesaid property to Equinunk Lodge of Good Templars aforesaid, but are debarred therefrom by reason of the said lodge of Good Templars not being an incorporated body under the laws of this commonwealth ; therefore,

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George L. Barnes, George E. Lester, La Fayette Doolittle, Henry M'Intosh, Abner Chapman, Morris Eldred, A. C. Teed, J. G. Holbert, A. A. Lord, John D. Lord, Henry Skelton, and their associates and successors, or a majority of them, are hereby created and constituted a body politic and corporate in law, under the name, style and title of Equinunk Lodge, number four hundred eighteen, Independent Order of Good Templars, having for its object the propagation of the principles of temperance and the mental and social improvement of its members.

Title.

Object.

Powers and privileges.

SECTION 2. That said corporation shall have authority to have a common and corporate seal, and by the name, style

and title aforesaid shall be able and capable in law and equity to sue and be sued, plead and be impleaded in any court of this commonwealth or elsewhere, and have perpetual succession; and the said corporation shall also by the name, style and title aforesaid be able and capable in law or equity to take and hold, either by purchase, gift, grant, devise, deed, lease or otherwise however, any lands, tenements, hereditaments or real estate, for the use of the said order, not exceeding the sum of five thousand dollars, and to accept and hold any goods, chattles, sum or sums of money from any person or persons whomsoever, capable of making the same, and the said property, whether real or personal, at pleasure, to lease, grant, bargain and sell and dispose of for the use of said association: *Provided*, That no part of the property shall be disposed of to any person or parties for any purpose or use whatsoever, except for the use and accommodation of the public for all purposes of a respectable character, educational, religious or social: *Provided further*, That in case of the sale of the property or any part thereof, the proceeds shall first be applied upon the payment of all debts that may be held against said incorporation; the balance shall be divided between persons or parties having invested moneys and having received credit for the same, and this association, in proportion to the amounts thus invested; all moneys received by this incorporation, in accordance with the foregoing, shall be equally divided among the members of the same.

Disposal of property.

SECTION 3. The affairs of this incorporation shall be regulated and controlled under and by authority of the same constitution, by-laws and rules heretofore adopted and used for the management of the aforesaid lodge, except so far as they shall conflict with this charter, the constitution and laws of this state or of the United States.

How affairs to be regulated and controlled.

SECTION 4. The rights of the public to the use of the lower story of the building to be acquired by this association are hereby recognized and guaranteed for all purposes of a respectable character, educational, religious or social.

Rights of public to use of lower story of building, recognized.

SECTION 5. The officers controlling and managing the property aforesaid, shall not at any time allow the keeping, furnishing or selling of intoxicating liquor or drinks upon the premises or in any part of the building, nor shall they let, lease, hire or rent any part of the property for any purpose whatsoever to any person or parties engaged in the sale of the same.

Officers not to allow keeping of liquor on premises.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 474.

An Act

To authorize the president and directors of the Putneyville Pioneer Oil Company to sell the real and personal property of said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president and directors of the Putneyville Pioneer Oil Company be and the same are hereby authorized and required to sell, at public sale, after having first given thirty days' notice, in two newspapers of the county of Armstrong, of the time and place of sale, the real and personal property of said company, for the highest and best price that can be obtained for same respectively, and to execute in the name of the company, by the president and secretary, to the purchasers thereof, good and sufficient deed for the real estate, in fee simple; the proceeds of said sale to be applied to the payment of debts of said company, and the surplus of such sale, after payment of debts, to be divided among the stockholders in proportion to the amount each is entitled to receive.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 475.

A Supplement

To an act, entitled "An Act to incorporate the Pittston Industrial Co-operative Association, number one, in the borough of Pittston, for mercantile purposes," approved April fifth, one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the number of directors of the Pittston Industrial Co-operative Association,

number one, shall be nine; at the election of directors, and on all questions to be decided by a vote of the stockholders, each stockholder shall be entitled to one vote, in person or by proxy, for each and every share of stock held and owned by such stockholder; each stockholder in said association may hold sixty shares of stock, but no more; the shares of stock in said association shall be transferable on the books of the association, in the presence of the secretary; said association shall have the right to hold the real estate now held and owned by them, and rent or lease the part of the same not used by said association for the transaction of their business.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 476.

An Act

To allow the voters of the Thirteenth ward of the city of Philadelphia to vote for or against the issuing of licenses for the sale of intoxicating liquors within the said ward.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at the next annual municipal election in the Thirteenth (13th) ward of the city of Philadelphia, and at the annual municipal election every third year thereafter, it shall be the duty of the inspectors and judges of election, in said ward, to receive tickets, either written or printed, from the legal voters of said ward, labelled on the outside "license," and on the inside "for license" or "against license," and to deposit said tickets in a box provided for that purpose by said inspectors and judges, as is required by law in case of other tickets received at said election; and the tickets so received shall be counted, and a return of the same made to the clerk of the court of quarter sessions of the city and county of Philadelphia, duly certified by the return judges of said ward, which certificate shall be filed with the other records of said court.

Question of granting liquor licenses to be submitted to vote of electors.

Tickets to be counted, and return made to clerk of quarter sessions.

SECTION 2. It shall be the duty of the constables of the said ward to give due public notice, by printed handbills

Duty of constab. es.

throughout the ward, of such special election above provided for, thirty days previous to the time of holding the next annual municipal election, at which time the question of license or no license will be submitted to the voters of said ward; also thirty days' notice for the annual municipal election every third year thereafter.

How officers to
be governed in
receiving, &c.,
of votes.

SECTION 3. That in receiving and counting, and in making returns of the votes cast, the inspectors, judges and clerks of said election shall be governed by the laws of this commonwealth regulating general elections; and all penalties of said election laws are hereby extended to and shall apply to the voters, inspectors, judges and clerks acting at and in attending upon the elections held under the provisions of this act.

If majority of
votes be against
licenses, none to
be granted.

SECTION 4. Whenever, by the returns of election in the Thirteenth (13th) ward of the city of Philadelphia, it shall appear that there is a majority against license, it shall not be lawful for any license to issue for the sale of spirituous, vinous, malt or other intoxicating liquors in said ward, except for medicinal and manufacturing purposes, at any time thereafter, until at an election as above provided a majority of the voters of said ward shall vote in favor of a license: *Provided*, That nothing herein contained shall prevent the issuing of licenses for the sale of liquors to be used in manufactures and the arts, nor prevent the sale of liquors by druggists for medicinal purposes.

Penalty for sell-
ing without
license.

SECTION 5. Any person who shall hereafter be convicted of selling, or offering for sale, in the Thirteenth ward of the city of Philadelphia, any intoxicating liquors, spirituous, vinous, malt or other intoxicating liquors, without a license, shall be sentenced to pay a fine of fifty dollars and confinement in the house of correction, or county jail, for the period of six months for the first offence, and for the second and each subsequent offence, a fine of one hundred dollars and confinement in the house of correction, or county jail, for the period of one year.

Repeal.

SECTION 6. All acts and parts of acts not consistent with the provisions of this act are hereby repealed, so far as the said acts or parts of acts apply to the Thirteenth ward of the city of Philadelphia.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 477.

An Act

To vacate certain streets and alleys in the borough of Leechburg,
Armstrong county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Canal street between the south-west corner of lot number nineteen to Main street, that Market street between Third street and Canal street, that Diamond alley between Third street and Canal street, and Brown alley between Market street and Main street, in the borough of Leechburg, in the county of Armstrong, be and the same is hereby vacated: *Provided,* That no damage by reason thereof shall be chargeable against the borough of Leechburg.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini
one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 478.

An Act

To validate the issuing of certain bonds and script by the borough of Centralia, in the county of Columbia, and to authorize the town council of said borough to levy a special tax for the payment of the same,

WHEREAS, It became necessary for the burgess and council of the borough of Centralia, in the county of Columbia, to repair the streets of said borough, which were in an almost impassible condition and unsafe for travel and injurious to the property of the inhabitants: Preamble.

And whereas, The burgess and council of said borough have repaired the roads for the purpose of protecting property in said borough, and have issued borough script or bonds of said borough for the purpose of paying for the repairing of said roads:

And whereas also, Doubts have arisen as to the authority of said borough to issue script or bonds, or to levy taxes for the payment of the same, and they refuse to pay until the same shall be legalized by law; therefore,

Acts of burgess
and council
validated.

May levy spe-
cial tax to pay
script and bonds.

Borough orders,
&c., not to be
received in pay-
ment of taxes.

Penalty on col-
lectors for vio-
lating section.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the acts of the burgess and council of the borough of Centralia in repairing said roads for the protection of property in said borough, and in issuing borough script or bonds to pay for the repairing of said roads, as set forth in the foregoing preamble, and all other proceedings relative thereto, be and the same are hereby made valid; and the said burgess and council are hereby authorized and shall levy a special tax of eight mills on the assessed value of the property of said borough, in addition to the five mills now allowed by law, to continue for three years from the passage of this act, without reduction, for the purpose of paying the borough script or bonds.

SECTION 2. That no borough orders, script or bonds, shall be received by the collector in payment of taxes, but must be lawful money of the United States; and any collector violating the provisions of this section shall not be exonerated on the settlement of his accounts, and shall be fined not exceeding one thousand dollars nor less than five hundred, to be collected as other debts are collectible at law, said fine to be used by the burgess and council for the payment of script or bonds of said borough.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 479.

An Act

To authorize the school directors of North Huntingdon township, Westmoreland county, to release an annuity in certain real estate to James White.

WHEREAS, Joseph Spangler, of North Huntingdon township, Westmoreland county, Pennsylvania, by his will, dated twenty-first January, one thousand eight hundred and forty-five, and duly admitted to probate, by the register of said

county, on sixteenth September, one thousand eight hundred and fifty, did, *inter alia*, devise to his nephew Joseph Spangler, as tenant in tail, his mansion property situate in said county, containing ten (10) acres, more or less, and charged the same with the payment, to the public schools of said township, of the sum of fifty dollars yearly :

And whereas, The said Joseph Spangler, by deed barring the entailment, conveyed said property to a certain Abraham Marchand, who has since conveyed the same to James White of said township :

And whereas, The said James White, of said township, is desirous of having said property discharged from the annuity of fifty dollars aforesaid :

And whereas, The school district of North Huntingdon township, said county, have made a contract with said James White to sell and release said annuity, and all claims held by said school district in said real estate, for the sum of three thousand five hundred dollars, payable as follows : One-third on execution of release ; one-third on first of April, one thousand eight hundred and seventy-three, and one-third on first of April, one thousand eight hundred and seventy-four ; the last two payments to be secured by bond and mortgage on surface of said real estate, with interest on last payment from date of release.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of North Huntingdon township school district, in the county of Westmoreland, be and are hereby authorized and empowered to make and execute a release to said James White of said annuity, and of all claims which the said school district may have against the real estate devised by Joseph Spangler to his nephew Joseph Spangler aforesaid, and now owned by said James White, so that the same may be free and forever discharged from the payment of said annuity.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 480.

An Act

Authorizing the burgess and town council of the borough of Rochester, Beaver county, to extend Kentucky street, in said borough.

Authorized to
extend Ken-
tucky street.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Rochester, in the county of Beaver, are hereby authorized and required to extend Kentucky street, from the intersection of said Kentucky street with Case street, to a point on the main street commonly called Commerce street, at or near Oatman's mills.

Viewers ap-
pointed to lo-
cate streets and
assess damages.

SECTION 2. That Abner P. Lacock, artist, Hon. Joseph Irvin and Hugh Jackson, of Rochester township, Wm. Hurst and Thomas Russell, of the borough of Bridgewater, or any three of them, be and are hereby appointed viewers, to locate and assess any damages that may accrue thereon; and the said burgess and town council of the borough of Rochester are hereby required to pay all damages and expenses as aforesaid, out of the funds belonging to said borough, and to open and make said street suitable and fit for public use and travel within four (4) months from the passage of this act.

Payment of
damages and
expenses.

When streets to
be opened.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 481.

An Act

To authorize the governor to appoint an additional notary public for Mercer county and one for Lebanon county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That there may be appointed by the governor, one additional notary public in and for the county of Mercer, who shall hold

his office in Wheatland, in said county; also one person as notary public, to reside in Meyerstown, Jackson township, Lebanon county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 482.

An Act

Giving a bounty on fox and wild cat scalps in Westmoreland and Butler counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act any person or persons who may kill any red or gray fox or foxes, wild cat or cats, within the counties of Westmoreland and Butler, and who shall produce the scalp or scalps, having the ears thereon, before any justice of the peace in and for said county, it shall be the duty of said justice to examine such person or persons on oath or affirmation touching the time when and the place where such fox or foxes, wild cat or wild cats was or were taken and killed, and if the same shall be found to be within the bounds of said counties it shall be the duty of such justice to certify the same to the commissioners of the county, who shall immediately draw their warrant on the county treasurer for the sum of one dollar for each and every scalp of a full grown fox, and fifty cents for those that are less than full grown, and two dollars for each and every scalp of a full grown wild cat, and one dollar for those that are less than full grown, so produced; and it shall be the duty of such treasurer, and he is hereby directed to pay the amount of said order.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 483.

An Act

To change the time of holding the township and borough elections in the county of Wyoming.

When elections
to be held.

Terms of pre-
sent officers ex-
tended.

Repeal.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the township and borough elections, in the county of Wyoming, shall be held on the third Friday of March in each year.

SECTION 2. The official term of the several township and borough officers, for the county of Wyoming, elected on the second Tuesday of January last, are hereby extended until their successors are elected or appointed by virtue of this act.

SECTION 3. All acts or parts of acts inconsistent with this act are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 484.

An Act

To allow the voters of the Fifteenth ward of the city of Philadelphia to vote for or against the issuing of licenses for the sale of intoxicating liquors within the said ward.

Question of
granting liquor
licenses to be
submitted to
vote of electors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at the next annual municipal election in the Fifteenth ward of the city of Philadelphia, and at the annual election every third year thereafter, it shall be the duty of the inspectors and judges of election in said ward to receive tickets, either written or printed, from the legal voters of said ward, labelled on the outside "license," and on the inside "for license" or "against license," and to deposit said tickets in a

box provided for that purpose by said inspectors and judges, as is required by law in case of other tickets received at said election; and the tickets so received shall be counted, and a return of the same made to the clerk of the court of quarter sessions of the city and county of Philadelphia, duly certified by the return judges of said ward, which certificates shall be filed with the other records of said court.

Tickets to be counted, and return made to clerk of quarter sessions.

SECTION 2. It shall be the duty of the constables of the said ward to give due public notice, by printed handbills throughout the ward, of such special elections above provided for, thirty days previous to the time of holding the next annual election, at which time the question of license or no license will be submitted to the voters of said ward; also thirty days' notice for the annual municipal election every third year thereafter.

Duty of constables.

SECTION 3. That in receiving and counting, and in making returns of the votes cast, the inspectors, judges and clerks of said election shall be governed by the laws of this commonwealth regulating general elections; and all penalties of said election laws are hereby extended to and shall apply to the voters, inspectors, judges and clerks acting at and in attending upon the elections held under the provisions of this act.

How officers to be governed in receiving, &c., of votes.

SECTION 4. Whenever, by the returns of election in the Fifteenth ward of the city of Philadelphia, it shall appear that there is a majority against license, it shall not be lawful for any license to issue for the sale of spirituous, vinous, malt or other intoxicating liquors in said ward at any time thereafter, until at an election as above provided a majority of the voters of said ward shall vote in favor of a license: *Provided*, That nothing herein contained shall prevent the issuing of licenses for the sale of liquors to be used in manufactures and the arts, nor prevent the sale of liquors by druggists for medical purposes.

If majority of votes be against licenses, none to be granted.

SECTION 5. Any person who shall hereafter be convicted of selling or offering for sale, in the Fifteenth ward of the city of Philadelphia, any intoxicating liquors, spirituous, vinous, malt or other intoxicating liquors, without a license, shall be sentenced to pay a fine of fifty dollars and confinement in the house of correction, or county jail, for the period of six months for the first offence, and for the second and each subsequent offence a fine of one hundred dollars and confinement in the house of correction, or county jail, for the period of one year.

Penalty for selling without license.

SECTION 6. All acts and parts of acts not consistent with the provisions of this act are hereby repealed, so far as the said acts or parts of acts apply to the Fifteenth ward of the city of Philadelphia.

Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 485.

A Supplement

To an act, entitled "An Act to incorporate the Montrose Mining Company," approved the twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-seven.

Title changed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the title of said company be and is hereby changed to the Palmetto Gold Mining Company.

Powers extended.

SECTION 2. That said company shall have power to own and acquire mining property in any state or territory of the United States, except the state of Pennsylvania, with like power to operate and work the same, and to sell and dispose of the land, minerals and products thereof as is conferred by the act to which this is a supplement.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 486.

An Act

Relating to fees of justices of the peace and constables in the counties of Erie and Columbia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act relative to fees of justices of the peace and constables in the county of Venango, approved the eleventh day of March, Anno Domini one thousand eight hundred and seventy, be and the same is hereby extended to the counties of Erie and Columbia.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 487.

An Act

Relative to the fees of constables in Columbia county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the fees of constables of Columbia county for attending special, township, ward, borough or general elections shall be as follows, namely:

For attending general elections, two dollars.

For attending special, township, ward and borough elections, including advertising, three dollars.

WILLIAM ELLIOTT,

Speakers of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 488.

An Act

To authorize and require the school directors of Limestone township, in Montour county, to levy and collect an additional bounty tax.

WHEREAS, Pending a call made by the president of the United States, in the year one thousand eight hundred and sixty-four, for troops to put down the rebellion, at the request of a public meeting of citizens of Limestone township, in Montour county, Ira Stetler and John A. Weidenhamer, citizens of the said township, borrowed the sum of one thousand dollars, for the purpose of procuring volunteers to fill the quota of the said township, and the said money was applied for that purpose, and wherever a part of the said money thus borrowed was paid by the school directors of the said township, but a balance of between four hundred and five hundred dollars thereof was not paid by them, and the said Ira Stetler and John A. Weidenhamer were sued for, and compelled to pay the same.

And whereas, It is just that the said money thus paid by them for the benefit of the said township, should be repaid to

them by the said township, and petitions have been presented from the citizens thereof, praying for the passage of a law authorizing the school directors to levy and collect a tax for that purpose; therefore,

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the board of school directors of the said township of Limestone, are hereby authorized and required to levy and collect, in connection with the school tax for the year Anno Domini one thousand eight hundred and seventy-two, an additional amount, not exceeding the sum of five hundred dollars, for the purpose of repaying to the said Ira Stetler and John A. Weidenhamer, the money thus paid for them for the benefit of the citizens of the said township.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 489.

An Act

To authorize the town council of the borough of Marion, Indiana county, to levy tax for street and road purposes.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the town council of the borough of Marion, in the county of Indiana, are hereby authorized and empowered to levy a street and road tax in said borough, not exceeding the sum of one per centum on a dollar of the valuation assessed for county purposes, as now is or may be provided by law in any one year.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 490.

An Act

Authorizing the school directors of the borough of Pleasantville, Venango county, to borrow money, to issue bonds, and to levy and collect a tax.

WHEREAS, Five per centum of the assessed valuation in the borough of Pleasantville, Venango county, mentioned in act of assembly of April twenty-first, eighteen hundred and seventy-one, is insufficient for the purposes hereinafter proposed; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Pleasantville, in the county of Venango, be and they are hereby authorized to borrow a sum of money, not exceeding fifteen thousand dollars, to be expended in building a union school house in said borough, and to issue bonds therefor at a rate of interest not exceeding eight per centum, and they may pay the same from time to time out of any money in the treasury, either from the school or building fund, and they may levy such taxes as may be necessary from time to time to pay the bonds so issued or the interest thereon.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 491.

An Act

Relative to the boarding of prisoners in the jail of Venango county.

WHEREAS, The compensation allowed to the sheriff for boarding prisoners confined in the county jail of Venango county is inadequate, the act increasing the same having expired; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sheriff be allowed for such boarding forty cents per day for each and every prisoner.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 492.

An Act

For the extension of the warrant for the collection of school taxes, in the school district of the township of Carbondale, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the warrant for the collection of school taxes for the year one thousand eight hundred and sixty-eight, for the school district of the township of Carbondale, Luzerne county, be and the same is hereby revived and continued in full for one year from the passage of this act, and the person to whom such is directed is hereby authorized to collect said taxes, in the same manner and as fully as the same could have been done while it was in force originally.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 493.

A Supplement

To an act, entitled "An Act to incorporate the Keystone Normal school in the county of Berks," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of trustees provided for under an act, entitled "An Act to incorporate the Keystone Normal school in the county of Berks," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six, shall, from and after the next meeting of the stockholders of the said corporation for the election of trustees, consist of seventeen members, when six trustees shall be elected for three years, six for two years, and five for one year; that whenever the term of office of any of the said classes of trustees shall have expired, their places shall be filled by the election of an equal number, whose term of office shall be for three years; and that whenever a vacancy shall hereafter occur by removal, sale of stocks, death, resignation or otherwise, it shall be filled by the said board until the next annual meeting of the stockholders, when said vacancy or vacancies shall be filled by election.

Number of trustees.

Election of trustees.

Vacancies.

SECTION 2. That the meeting of stockholders of the said school, or any number of them shall, at any and all times, constitute a quorum for the transaction of any and every kind of business in any wise pertaining to the said corporation: *Provided,* That notice of the time of meeting shall have been given in conformity with the provisions of the act of incorporation.

Quorum.

SECTION 3. That the said school be authorized to borrow any sum of money not exceeding twenty-five thousand dollars, and that all loans heretofore made by the same are hereby legalized and made valid.

Authorized to borrow money, and former loans legalized.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 494.

An Act

To prevent the hunting of deer with dogs in the counties of M'Kean and Elk.

Hunting deer
with dogs, pro-
hibited.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That from and after the approval of this act it shall not be lawful to worry, hunt or kill with dogs any deer or fawn in the counties of M'Kean and Elk.

Penalty for vio-
lating act.

SECTION 2. Any person offending against the provisions of this act, and being thereof convicted before any justice of the peace of the said counties of M'Kean and Elk, whose decision shall be final, either by confession of the party so offending or by the oath or affirmation of one or more witnesses, shall for each and every offence forfeit the sum of not more than one hundred dollars, one-half to the informer and one-half to the use of the county, which forfeiture shall be levied by distress and sale of the offender's goods and chattels, and for want of such distress, if the offender shall refuse to pay such forfeiture, he shall be committed to the jail of said county for the space of ten days without bail or mainprize: *Provided however,* That such conviction be made within six months after the commission of the offence.

Dogs found
running deer
may be killed.

SECTION 3. It shall be lawful for any person to shoot or kill any dog or dogs which may be found running or chasing deer in violation of the provisions of this act, and the owner or owners of such dogs shall not recover any damage therefor.

Repeal.

SECTION 4. All acts or parts of acts inconsistent herewith are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 495.

An Act

To incorporate the Eureka Live Stock Insurance Company of Monongahela City, Pennsylvania.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That A. C. Sampson, William M. DeVore, A. B. Campbell, Harrison Mason, John M. Grable, J. B. Finley and A. M. Walker, and all other persons that may hereafter associate in the manner hereafter prescribed, shall and they are hereby constituted and declared to be a body corporate and politic, by the name, style and title of the Eureka Live Stock Insurance Company of Monongahela City, Pennsylvania, and by the same name to sue and be sued, in all courts of record in Pennsylvania and elsewhere, and to make and have a common seal, the same to alter and renew at pleasure, and to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of said corporation, not being contrary to this charter or the laws of the United States or of this commonwealth, generally to do and transact all such matters and things as to them shall lawfully appertain to do, and transact for the well-being of said corporation and the due management and well-ordering of its affairs.

Corporators.

Title.

Powers and privileges.

SECTION 2. That the object and business of said corporation shall and is hereby declared to be the insurance of all kinds of live stock against the combined risks of death and theft, or theft separately, or death separately, as may be agreed on between said company and the persons applying to them for insurance, and for the arrest and conviction of thieves, and the recovery of stolen animals in this commonwealth and elsewhere, for such a term or terms, and for such premiums and considerations, and under such modifications and restrictions as may be agreed on between said corporation and the person agreeing with them for such insurance.

Object and business.

SECTION 3. That said corporation shall have perpetual succession, and their principal office shall be located in the borough of Monongahela City, Pennsylvania; the board of directors shall consist of seven members, who shall be elected annually by ballot, on the first Monday of January, in each year, by the members present; each member shall have one vote for each one hundred dollars insured by the company; the board of directors shall elect a president, treasurer, vice president and secretary from their number, and appoint such agents as shall be necessary to carry out the object of the corporation; the duties of agents shall be set forth in the by-laws of this corporation; the treasurer and agents shall give such security as the by-laws shall require.

Office.

Directors.

Officers and agents.
Duties of agents.

SECTION 4. The seven persons named in the first section of this act shall constitute the first board of directors; they shall hold their office until the first Monday of January, one thousand eight hundred and seventy-three, or until others are qualified to fill their places; all vacancies in the board of directors shall be filled by the remaining members of the board, until the next annual election for directors; and a majority of the board shall constitute a quorum for the transaction of business.

First board of directors.

Vacancies.

Quorum.

SECTION 5. Every policy holder shall be a member of this corporation during the term of their policy, and no longer, and shall participate in the profits of the corporation in proportion to the amount of premiums paid to said company;

Membership.

and every member of this company shall be bound to pay such assessments, in addition to the cash payments named in their policies, as will enable the directors to pay all losses and expenses in conducting said company: *Provided however*, That no member shall be liable to pay on any policy any sum of money exceeding twice the amount of the cash premiums named in their policy or the last renewal thereof; all assessments to pay losses and expenses shall be levied on each policy in proportion to the amount of cash premium paid thereon.

Liability of
company limited.

Suits.

SECTION 6. The said corporation shall not in any case be liable for loss on any animal, in case of death or theft, for any sum exceeding the three-fourths of the cash value of the same; suits may be maintained by said company against any of their members, in case they neglect or refuse, for thirty days after notice has been given, to pay any assessments levied by the directors to pay losses and expenses of the company, or for any other cause; and suits may be maintained by any member of the company against said corporation, if they neglect or refuse to pay any loss, by death or theft, of the members for the space of over three months after they have complied with the conditions of their policies in cases of loss by death or theft.

Assessments.

SECTION 7. Whenever an assessment is levied by the directors of the company on the members, to pay losses by death or theft, or expense of the company, it shall be the duty of the secretary to make out for each member a bill, giving the number of the policy assessed, the amount insured by said policy, the amount of premium paid thereon, and mail said bill to the insured at his last known post office as entered on their books; if the insured, for the space of thirty days from the date of said bill, neglects or refuses to pay said amount at the office of said company, all liability of the company shall immediately cease on said policy, until said assessment is paid, but the insured shall still be a member of said company, and shall be liable for his, her or their *pro rata* share of the losses and expenses of said company, until the expiration of said policy; in all cases when assessments on the members are not paid within thirty days after notice to the members, as per the foregoing part of this section, it shall be lawful to add to the amount of said assessment ten per centum to cover costs of collection.

On sale of animal, policies to be surrendered for cancellation.

SECTION 8. Whenever any animal insured by this company is alienated by sale or otherwise, the insured shall return his, her or their policy covering the same to this company to be cancelled, and it shall be the duty of the secretary to cancel the policy from same date: *Provided*, The insured pays to said company all arrearages that may be necessary to pay *pro rata* share of losses and expenses due on said policy to the date of said cancellation.

Assignment of policies.

SECTION 9. In case of the sale of any animal covered by any policy in this company, the purchaser may have the policy assigned to him, her or them on complying with the by-laws of said company in such cases, when he, she or they shall

have all the rights of the original holder of said policy, and be liable to all the provisions of this act of incorporation.

SECTION 10. In case of loss by death or theft of any animal insured by this company, it shall be the duty of the insured to forthwith give notice of the same, in writing, at the office of this company. Notice of losses to be given.

SECTION 11. Applications for insurance in this company shall be made in writing and signed by the insured or some person in his stead; it shall be lawful for said company to make said application and all statements made therewith a warranty and a part of the policy issued in pursuance thereof, and the insured and said corporation shall be bound by the conditions of their policy and the provisions of this act of incorporation. Applications for insurance.

SECTION 12. It shall be lawful for the directors of this company to invest the funds of this company in first mortgages on real estate in this commonwealth, or to deposit the same in any banking institution in this commonwealth at such rate of interest as may be agreed upon, at the discretion of the directors. Investment of funds.

SECTION 13. If any officer, agent or other person entrusted with the funds of this corporation shall embezzle or apply any of the funds of this corporation for any other purpose than the legitimate use of this company, he shall be guilty of a misdemeanor, and on conviction thereof shall be sentenced to the penitentiary for any length of time not exceeding five years, but said conviction shall not deprive this corporation from the use of any civil remedy they may have for the collection of said funds. Penalty for embezzling or misapplying funds.

SECTION 14. In all cases of dispute as to the amount of any assessment or the validity of the same, the certificate of the secretary, under the seal of said corporation, giving a copy of the resolution of the directors levying said assessment, the number of the policy and the amount of cash premiums paid thereon, and the amount due on said policy by reason of said assessment, shall be received by all courts of this commonwealth as *prima facie* evidence thereof. Certificate of secretary evidence in certain cases.

SECTION 15. It shall be the duty of the secretary of said company, on the first Monday of January in each year, to prepare and exhibit to the members, at their general meeting, a statement of the operation of the company for the year ending December thirty-first, a general statement of the company, showing receipts and expenses. Annual statement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 496.

An Act

Relative to the building of state road from Keating station on the Philadelphia and Erie railroad, Clinton county, Pennsylvania, via of John Rohn's, Potter's mills and Schnars's mills, to Central Point, in Covington township, Clearfield county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Kale Cannon, John Rohn and Dickinson Cole, of the county of Clinton, and J. W. Potter, Charles Schnars and Christian Brown, of the county of Clearfield, be and are hereby appointed commissioners, or a majority of them, with power to view and locate said road.

Commissioners appointed.

May locate road.

Width.

May enter upon adjoining lands and take dirt, &c.

Treasurer of Clinton county to pay commissioners certain unseated road taxes.

SECTION 2. That the above named commissioners, or a majority of them, be authorized to locate said road on the best and most direct route, thirty-two feet wide, with the privilege to enter upon the lands adjoining, within sixty feet, and take dirt, gravel, stone, timber, et cetera, necessary to build said road, doing no unnecessary damage to the premises.

SECTION 3. That the treasurer of Clinton county be and is hereby directed to pay to Kale Cannon, John Rohn and Dickinson Cole, or a majority of them, all of the unseated road tax of Keating township, Clinton county, that is now in the treasury, and one-half of all the unseated road tax of said township that may hereafter be paid in for the term of ten years, for the purpose of locating, building and keeping in repair of said road from Keating station to the Clearfield county line.

Treasurer of Clearfield county to pay commissioners certain unseated road taxes.

SECTION 4. That the treasurer of Clearfield county be and is hereby directed to pay to J. W. Potter, Charles Schnars and Christian Brown, or a majority of them, all the unseated road tax of Karthaus township, now in the treasury, and one-half of all the unseated road tax of said township that may hereafter be paid in for the term of ten years, and one-third of all the unseated road tax of Covington township that is in the treasury, or that may hereafter be paid in for the term of ten years, for the purpose of locating, building and keeping in repair said road, from the Clearfield county line to Central Point, in Covington township.

Annual statement to be made and published in Clinton county.

SECTION 5. That the said John Rohn, Kale Cannon and Dickinson Cole, shall make an annual statement on the first of June, of the amount of money expended on said road, and said statement shall be published in one of the Clinton county newspapers, at least three times.

Similar statement to be made and published in Clearfield county.

SECTION 6. That the said J. W. Potter, Charles Schnars and Christian Brown, shall make an annual statement on the first of June, of the amount of money expended on said road, which shall be published in one of the Clearfield county papers, at least three times.

SECTION 7. That the said commissioners shall be allowed Compensation. for each day of actual service in locating said road, the sum of two dollars per day, to be paid of said unseated road tax.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 497.

A Further Supplement

To the act authorizing the building of the Hopper House and Paddy's Run state road in Potter county, authorizing the commissioners of said road to apply certain funds in their hands to the payment of a debt contracted in building a portion of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the Hopper House and Paddy's Run state road be authorized and they are hereby authorized and directed to retain one thousand dollars of the money in their hands heretofore directed by an act, approved the thirteenth day of May, Anno Domini one thousand eight hundred and seventy-one, to be applied on the payment of the state road up Kettle creek, in Potter county, and to apply the said one thousand dollars to the payment of the debt contracted in building the said Hopper House and Paddy's Run state road on Cross Fork, in Potter county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 498.

An Act

To provide for the payment of road damages to John R. Nicely and John Hawkey, of Hollenback township, Luzerne county.

WHEREAS, A certain public road has lately been laid out in the township of Hollenback, Luzerne county, to the width of fifty feet; the said road has been opened and fenced to the width of twenty-five feet in the clear; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the part of said road so opened and fenced across the lands of said John R. Nicely and John Hawkey be declared a public road, and the commissioners of the county of Luzerne are directed to draw their orders on the county treasurer in favor of said John R. Nicely and John Hawkey, for the damages respectively awarded them by the jury who laid out the road.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 499.

A Supplement

To an act, entitled "An Act to incorporate the Mutual Protection Life Insurance Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of the company are hereby authorized to receive subscriptions to a guarantee fund for the company for an amount not exceeding two hundred thousand dollars, which shall be transferable on the books of the company; and the subscribers to said fund shall pay, on subscribing thereto, at least ten per centum on the amount subscribed, and the

Directors may
receive sub-
scriptions to
guarantee fund.

directors may make further assessments on the subscribers to said guarantee fund until the amount so subscribed shall be paid, or secured to be paid to the satisfaction of the board of directors; whenever such fund shall be liable for the payment of losses, according to the rules of the company, the amount shall be assessed upon the subscribers to said guarantee fund in proportion to the amount subscribed by each.

Payment of subscriptions.

Losses to be assessed on subscribers to fund.

SECTION 2. Whenever the accumulated fund of the company shall equal or exceed the guarantee fund, then the directors, at their option, may retire or return all or such portion of the guarantee fund to the subscribers to said fund as the interests of the company may seem to them to require.

When directors may retire or return funds.

SECTION 3. It shall be lawful for the company at any time to increase the directorship to thirty members.

May increase directorship.

SECTION 4. The subscribers to the guarantee fund shall be entitled to receive from the funds of the company three per centum, semi-annually, for all moneys paid or secured to be paid by them, to the company for the use and liability of said fund; and the board of directors are authorized to issue receipts or certificates to the subscribers to said fund for such amounts as have been subscribed and paid, or secured to be paid to the satisfaction of the board of directors; such receipts or certificates must be signed by the president and countersigned by the secretary of the company.

Subscribers entitled to three per cent., semi-annually, for moneys paid.

Directors may issue receipts or certificates.

SECTION 5. In elections for directors, and in all questions which shall arise at annual meetings of the company, each subscriber to the guarantee fund shall be entitled to vote, either by proxy or ballot, and shall be eligible to the office of director, and be entitled to one vote for each fifty dollars subscribed to the guarantee fund of the company; no others than the subscribers to the guarantee fund, as set forth in this section, shall be entitled to vote; the directors shall make a statement of the affairs of the company at least once in each year.

Votes.

Statement of affairs.

SECTION 6. So much of the act to which this is a supplement, and all other laws and parts of laws as are inconsistent with this act, are hereby repealed.

Repeal.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 500.

An Act

To authorize the school board of the city of Titusville to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school board of the city of Titusville, be and they are hereby authorized to issue additional bonds for building purposes to an amount not exceeding thirty thousand dollars, with or without coupons, running not exceeding ten years at the discretion of said board, and bearing interest at not exceeding eight per centum per annum, payable semi-annually.

School board
authorized to is-
sue additional
bonds.

May issue bonds
to pay ones now
or hereafter due

Proviso.

Proviso.

SECTION 2. That the said school board are hereby authorized to issue new bonds, running ten years or less at the discretion of said board, for the payment of the principal of the bonds of the said school board now due or hereafter to become due as they respectively mature: *Provided*, Such bonds shall not bear a greater rate of interest than those which they are issued to redeem: *Provided*, That before exercising the privileges granted by this act the said school directors shall first exhaust the power of the court of common pleas as to the borrowing of money.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini
one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 501.

An Act

To re-imburse the township of Foster, in the county of Luzerne, for the cost of building a bridge over the river Lehigh at the Tannery.

WHEREAS, The county of Carbon has contributed one-half of the cost of the building of a bridge over the river Lehigh, at a place known as the Tannery:

And whereas, The said bridge passes from the county of Carbon to the county of Luzerne, and is equally beneficial to both of the said counties; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proper authorities of the county of Luzerne, namely, the county commissioners, shall forthwith proceed to ascertain the true cost of said bridge, and having done so, if they shall be satisfied that one-half of the cost thereof has been paid or secured to be paid by the township of Foster, in said county, then the said commissioners shall draw their warrant upon the treasurer of said county in favor of the said township of Foster, for an amount which, with the sum already contributed by the said county of Luzerne, shall equal one-half of the cost of said bridge, so paid or secured to be paid as aforesaid by the said township of Foster.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 502.

A Supplement

To an act, entitled "An Act to incorporate the City Deposit Bank and Trust Company," approved the first of May, Anno Domini one thousand eight hundred and sixty-six, increasing the number of directors thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section third of the act to which this is a supplement be and the same is hereby modified in the number of the directors of said bank, and that from the second Tuesday of April, Anno Domini one thousand eight hundred and seventy one, and at the annual election of directors thereafter, the stockholders of said bank shall elect nine directors thereof, in lieu of five directors as mentioned in said third section.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 503.

An Act

To authorize an additional judge for the district court of the city and county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the district court for the city and county of Philadelphia shall consist of a president and four associate judges, learned in the law, and the governor shall appoint a suitable person to act as the additional or fourth associate judge of said court until the first Monday of December next; and at the general election to be held on the second Tuesday of October next, and thereafter, at such time and times as may be prescribed by the constitution and laws of this commonwealth, the qualified electors of the city and county of Philadelphia shall elect one person, learned in the law, to act as the additional associate judge of said court, who shall enter upon the duties of his office upon the first Monday of December next ensuing, and shall hold his office for the same length of time, and receive the same compensation, and have the same powers, duties, rights and authority, and be subject to the same laws in all respects as the other judges of said court.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 504.

An Act

To allow the voters of the Fourteenth ward of the city of Philadelphia, to vote on the question of granting licenses to sell intoxicating liquors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of an act, entitled "An Act to allow the voters of the Twenty-second ward of the city of Philadelphia, to vote on the question of granting license to sell intoxicating liquors," approved the third day of May, eighteen hundred and seventy-one, be and the same are hereby extended to the Fourteenth ward of said city of Philadelphia.

Certain act extended to Fourteenth ward.

SECTION 2. That nothing in this act shall prohibit said liquors from being sold for medicinal and manufacturing purposes.

Not to prohibit sales for certain purposes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 505.

An Act

To incorporate the Foxburg and St. Petersburg Turnpike and Plank Road Company, within the county of Clarion.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That I. C. Porterfield, A. S. Palmer, I. D. Sergeant, Lewis Collner, G. R. Harms, Eli Ritz, David Shoup, Joel Fink, Andrew Tippery, John Fertig, B. Vensel, or any five of them, be and are hereby appointed commissioners to open books, receive subscriptions, and organize a company by the name, style and title of the Foxburg and St. Petersburg Turnpike and Plank Road Company, with all the powers, and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine and the supplements thereto, except as hereinafter provided.

Commissioners.

Title.
Subject to.

SECTION 2. That said company shall have power to locate and construct a turnpike or plank road, or either, leading from Foxburg station, on the Allegheny Valley railroad, in Richland township, to St. Petersburg, and with the right to extend the same northward to a point on the Waterford and Susquehanna turnpike, between the town of Shippenville, Elk township, and the Venango county line, along the best and most practicable route in Clarion county.

May construct turnpike or plank road.

SECTION 3. That the said company shall have power to locate the said turnpike or plank road on any public highway,

May locate road on public highway.

	wherever it may be found necessary or convenient by the said company to do so.
Capital stock.	SECTION 4. That the capital stock of said company shall consist of two thousand shares of fifty dollars per share: <i>Provided</i> , That the said company may, from time to time, at a meeting of the stockholders called for that purpose, increase the capital stock to such an amount as in their opinion may be required to complete said turnpike or plank road.
Grade	SECTION 5. That the said company shall have power to construct their said turnpike or plank road, at a grade not exceeding five degrees from a horizontal line.
When gates may be erected and tolls collected.	SECTION 6. That the said company shall have power to put up a gate or gates, and to levy and collect tolls from persons using said road, at rates not exceeding fifty per centum additional to the rates prescribed in the aforesaid act regulating turnpike and plank road companies, so soon as they shall have completed two miles of said road: <i>Provided</i> , That each and every person using the said road, for any distance whatever, shall be liable to pay toll at the legal rates, notwithstanding they do not pass through a gate, whenever the same shall be demanded, and that said company shall have the privilege of charging tolls for the fractional part of a mile traveled, and not be liable for the fraction of a cent in making change for toll charged.
May occupy lands for erection of toll-houses, &c.	SECTION 7. That whenever it may become necessary to build toll-houses, erect gates, or other buildings necessary for the convenience and management of said road, the said company is hereby authorized to take, use and occupy for that purpose, suitable grounds on the side of said road wherever such buildings are to be erected, the damages for the taking of the same, if the parties cannot agree, to be adjusted according to law.
Damages.	

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 506.

An Act

To regulate the practice of medicine in the county of Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the first day of May, Anno Domini one thousand eight hundred and seventy-two, it shall be unlawful for any person to commence or continue the practice of medicine or surgery in the county of Butler, who has not or shall not have graduated with the degree of doctor of medicine, and received a diploma from a chartered medical college: *Provided*, That the provisions of this section shall not apply to any person who has, or shall have been, ten years in continuous regular practice, though they may not have graduated as aforesaid, nor to persons who shall have read medicine under the instruction of a regular practicing physician, qualified to practice as aforesaid, for the term of three years, and received from such perceptors or the censors of the medical society of said county, a certificate in writing and signed by them, stating that they have examined him fully, and found him well read in the sciences of medicine and surgery, and qualified to practice the same: *Provided*, That for said certificate no charge shall be made.

Who may practice medicine or surgery.

SECTION 2. Any person who shall attempt to practice medicine or surgery, by opening a transient office within said county, or who shall by handbill or other form of written or printed advertisements, assign such transient office or other place to meet persons seeking medical or surgical advice or prescription, shall, before being allowed to practice as aforesaid, appear before the clerk of the court of quarter sessions of said county, and shall furnish satisfactory evidence to such clerk that the provisions of section one of this act have been complied with, and shall, in addition, take out a license for one year, and pay into the county treasury for the use of such county, the sum of two hundred dollars therefor, whereupon it shall be the duty of such clerk to issue to such applicant a proper certificate of license, on payment of the fee of two dollars for his services: *Provided*, That physicians and surgeons having the qualifications prescribed in section one of this act, and commencing practice in the county aforesaid, with the *bona fide* intention of residing permanently therein, shall not be subject to the provisions of this section.

Transient practice regulated.

SECTION 3. Any person violating any of the provisions of this act shall be deemed guilty of misdemeanor, and on conviction shall be sentenced to pay a fine of not exceeding five hundred, for the use of the county, or imprisonment in the county jail, not exceeding ninety days, or both, in the discretion of the court: *Provided*, That the provisions of this act shall not extend to resident physicians now practicing in said county.

Penalty for violating act.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 507.

An Act

To prohibit the spearing of fish in Le Boeuf lake, in Waterford township, Erie county.

Spearing of fish,
prohibited for
certain period.

Penalty for vio-
lating act.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That it shall not be lawful for any person to take, catch or kill with spear or spears, any fish in Le Boeuf lake, in Waterford township, Erie county, for the space of five years from the passage of this act.

SECTION 2. That any person offending against the provisions of this act, shall, on conviction thereof, pay a fine not exceeding five dollars and costs of suit for the first offence, not exceeding fifty dollars with like costs for each and every subsequent offence, to be recovered by suit in the name of the commonwealth before any justice of the peace of the county; one-half of said fine or judgement to be for the use of the school fund of the borough of Waterford, and the other half to be paid to the informer.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 508.

An Act

To repeal an act, entitled "An Act to extend to Montour county the provisions of an act giving bounty on fox, mink and polecat scalps, in the county of Northumberland, approved April sixth, Anno Domini one thousand eight hundred and seventy," approved the twentieth day of May, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That the act, entitled "An Act to extend to Montour county the provisions of an act giving bounty on fox, mink and polecat scalps, in the county of Northumberland, approved April sixth, Anno Domini one thousand eight hundred and seventy," approved May twentieth, Anno Domini one thousand eight hundred and seventy-one, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 509.

An Act

Relative to roads in Smith township, Washington county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for the taxable inhabitants of Smith township, Washington county, at their next township election, to elect three suitable persons to serve as supervisors, one for one year, one for two years and one for three years, and one person annually thereafter to serve for three years, and two of whom shall constitute a quorum to do business, and whose duty it shall be, within twenty days after their election, to make a conscientious appraisal or estimate of the cost of making, improving and keeping in repair the public roads or highways of said township for one year, and annually thereafter.

Election of supervisors.

Quorum.

To estimate cost of making and repairing roads.

SECTION 2. That it shall be the duty of said supervisors, after determining or estimating the amount they deem necessary for making, improving and repairing, and keeping in repair said roads or highways, shall proceed to make out or cause to be made, a duplicate of tax on the basis of last adjusted valuation of said township, sufficient to cover the amount of said estimate.

To make tax duplicate.

SECTION 3. That it shall be the duty of said supervisors to annually divide, describe, allot or portion the roads which have been or may hereafter be laid out in said township, in proportion to the amount charged to the several taxables of said township, and the condition of such section or allotment,

To apportion roads.

would in the judgement of said supervisors be just and equitable.

May designate
and direct time
of making and
kind of repairs.

SECTION 4. The supervisors may decide, designate and direct the time of making and kind of repair to be made on the several sections or allotment so made: *Provided however*, That all usual or ordinary repair shall be made prior to the first day of July next ensuing, and all such repair to be made before said date annually thereafter.

Taxables to give
notice of accep-
tance of allot-
ments.

SECTION 5. That it shall be the duty of each individual, taxable or taxables, on receiving notice of his or their section or allotment, designated and described in a book kept by said township for that purpose, to give notice within six days thereafter of his or their acceptance or non-acceptance of said portion or allotment, and if accepted by said taxable, it shall be deemed in law a contract and binding for one year thereafter.

Upon refusal to
accept, super-
visors may
make repairs
and collect cost.

SECTION 6. That if any taxable or taxables after receiving notice of his or their portion or allotment, shall refuse to accept the same, it shall be lawful for said supervisors to make or cause to be made all necessary repair on said described section or allotment, at the cost of said taxable or taxables, and the cost of said repair shall be recoverable by said supervisors of said taxable or taxables as other taxes of equal amount are recoverable by law.

Taxables, on ac-
cepting allot-
ments, to sign
names in book.

SECTION 7. That it shall be the duty of any taxable or taxables, after accepting their certain portion or allotment, to write their name under the description of their section or contract in the book kept by said supervisors for that purpose; and any contractor or contractors refusing to keep his or their allotment or contract in repair in conformity thereto, upon complaint of any citizen of said township made to the supervisors thereof, it shall be their duty to examine thereinto within four days, and if they deem the complaint well founded, to give notice to the party or parties so complained of, and request him or them to put his or their portion or allotment of road in good repair within six days thereafter, and if he or they shall still refuse or neglect to repair the same, it shall be lawful for the said supervisors to put the same in good repair, and the cost of said repair shall be recoverable as provided for in sixth section of this act.

Proceedings
when contrac-
tors fail to keep
roads in repair.

Duty of auditors
when super-
visors neglect to
fulfill contracts.

SECTION 8. That it shall be lawful for the auditors of said township, or any two of them, upon complaint of any citizen thereof, that either of the supervisors holding contracts or allotments, neglecting or refusing to fulfill the same in accordance with the written specification thereof, it shall be the duty of said auditors to visit the section or allotment so complained of within four days, and if they deem the same well founded, to give notice to the supervisor or supervisors so complained of, and request him or them to put his or their portion or allotment of road in good repair within six days thereafter, and if said supervisor or supervisors still neglect or refuse to repair the same, it shall be the duty of said auditors to have the same put in good order, at the cost of said supervisor or supervisors in manner and form as hereinbefore provided for other delinquents.

SECTION 9. That it shall be the duty of said supervisors to keep a regular account of the kind of services performed by them, with the date thereof, and they shall be allowed such compensation therefor as the auditors of the township may deem just and equitable, for every day necessarily employed in discharging the duties of their office.

Supervisors to keep accounts.

SECTION 10. That any supervisor duly elected, neglecting or refusing to perform the duties herein assigned him, shall be subject to all the fines and penalties as now provided by law.

Penalty for neglect of duties.

SECTION 11. That the supervisors may, if the necessary or incidental expense of carrying out the provisions of this act so require, may demand and recover in money, a sum not exceeding five cents on the dollar of said tax or levy for road purposes for any one year.

May demand in money sum necessary to carry out act.

SECTION 12. That such parts of the existing road law of said township as are inconsistent with this act are hereby repealed.

Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 510.

An Act

To incorporate the Danville Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Faux, James M'Cormick, S. P. Wolverton, Jeremiah William, M. Hendricks, and such other persons as shall hereafter become associated with them and their successors, be and the same are hereby created into a body corporate and politic, by the name, style and title of the Danville Iron Company, by which style and title said corporators and their successors shall have perpetual succession and enjoy all the privileges, powers, liberties, immunities and franchises usually appertaining to a corporation.

Corporators.

Title.

SECTION 2. That the capital stock of the said company shall be one hundred thousand dollars, divided into shares of fifty dollars each, with power to increase the same from time to time to an amount not exceeding three hundred thousand dollars, whenever a majority of the stockholders shall so elect

Capital stock.

at a meeting called for that purpose, for which stock certificates shall be issued, signed by the president and countersigned by the treasurer, and sealed with the common seal of the corporation; said increase, and all transfers of stock, to be made at such times and in such manner as the by-laws of said company may prescribe.

Payment of subscriptions. SECTION 3. That subscriptions to the capital stock of the said company may be paid in real or personal estate, appropriate to the business contemplated by this act, at a *bona fide* cash valuation, to be agreed upon by a majority in interest of the stockholders.

Privileges. SECTION 4. That this corporation shall have authority to adopt and use a common seal, and the same to change, alter or amend at pleasure, and by the name, style and title aforesaid, shall be capable in law to sue and be sued before any court in this commonwealth, and may do and make all useful rules, regulations and by-laws for the well-ordering of the business affairs of the said corporation, so that the same shall in no wise conflict with or be contrary to the laws and constitution of this commonwealth or of the United States.

Lands and mineral rights. SECTION 5. That the said corporation, by the name, style and title aforesaid, shall have power to purchase, take, receive and hold real estate, lands and mineral rights, in fee simple or for less estate, with the appurtenances, in Montour and Northumberland counties: *Provided*, That such lands in fee simple shall not at any time exceed five hundred acres, with power to improve, mortgage, sell, lease or otherwise dispose of the same, or any part thereof, and shall have power to erect thereon, rolling mills, manufactories, fixtures, machinery, furnaces, forges and foundries, and use the same for the purpose of manufacturing iron into any shape or form, and do whatever may be necessary or beneficial in the prosecution of said business, and may employ the capital of said company in mining iron or limestone fire-clay and other materials.

May erect rolling mills, manufactories, &c.

Employment of capital.

Receiving of subscriptions.

Organization.

Election of directors.

SECTION 6. That any two or more of the corporators named in this act shall have power to meet, and open books for subscription to the capital stock of the said company, at such time and place as they may name in a written notice to the corporators named in this act; and when one-fourth or more of the capital stock of the said company shall have been subscribed, the said corporators, who have acted, shall give notice to the subscribers of the capital stock of said company, either in writing or by two publications in one of the weekly newspapers published in the borough of Danville, of the time and place of meeting of the said subscribers, for the purpose of electing a board of directors to manage the affairs of the said company; at which time and place the said subscribers shall proceed to elect a board of five directors, who shall be stockholders, and manage the affairs of the company until the third Monday of next December following, and until their successors are duly elected, which shall be annually on the third Monday of December of each succeeding year, (of which election the same notice shall be given, as provided for the first election of directors;) and the said directors shall elect, at their first meeting, one of their number as president, a trea-

suror and secretary of said company, for the same term; the manner of selecting which said officers shall be prescribed by the by-laws of said corporation; and at all elections by stockholders, either for directors or for other purposes, each stockholder shall be entitled to cast one vote for each share of stock held by him, her or them: *Provided*, That in case of failure to hold an election, under this act, at the time fixed, the former directors shall continue in office until their successors shall be duly elected; and in case of the death or resignation of any director, the remaining directors may elect a person to serve in his place until the next annual election.

President, secretary and treasurer.

Votes.

Failure to hold elections.

Vacancies.

SECTION 7. That the directors of this company are hereby authorized and empowered, should the same be deemed necessary, to borrow any sum or sums of money, in their corporate capacity, not exceeding one hundred thousand dollars, for the purpose of aiding in the construction of their works, or prosecuting the said business, at a rate of interest not exceeding eight per cent. per annum, and to issue bonds therefor, either with or without interest coupons attached, and secure the payment of the same by a mortgage upon the real and personal estate, franchises, property and effects of the said corporation, or give such other evidences of indebtedness as may be agreed upon, the interest on which shall be paid before any dividends shall be paid to the stockholders.

Directors may borrow money and issue bonds.

SECTION 8. That dividends may be declared and paid whenever the directors deem it advisable, but said dividends shall, in no case, exceed the amount of actual profits acquired by the corporation.

Dividends.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 511.

An Act

To provide for the protection of fish in the West Branch of French creek, in the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be unlawful to fish with any device, except hook and line, in the West

Branch of French creek, from the south line of the borough of Wattsburg to the north line of the township of Venango, in the county of Erie, and any person or persons so offending shall pay the sum of ten dollars for each offence, one-half to go to the informer and the other half to the school fund of the district wherein the offence is committed, to be recovered as debts of like amount are now by law collected, and in default of payment of said amount and costs, to be imprisoned in the county jail for the term of ten days.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 512.

An Act

To prevent swine from running at large in the townships of Benton and Fishing Creek, and in the town of Light Street, Columbia county.

Portion of certain act extended to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the provisions of the act, entitled "An Act to prevent horses, cattle, mules, sheep and swine from running at large in Forks township, in the county of Sullivan," approved March eighth, one thousand eight hundred and seventy, as relates to swine, be and the same are hereby extended to the townships of Benton and Fishing Creek, and to the town of Light Street, in the county of Columbia.

Limits of town of Light Street defined.

SECTION 2. For the purposes of this act, the limits of the town of Light Street aforesaid, shall be as follows, namely: Beginning at the north-west corner of Scott township, in the said county of Columbia, and thence east one hundred and sixty rods to a road; thence south-east three hundred rods to a bridge at Keller's run; thence westwardly down said run to its mouth, two hundred and forty rods; thence north two hundred and eighty rods to the place of beginning, touching the line of Mount Pleasant township.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 513.

An Act

To incorporate the West Branch and Lumberman's Exchange.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That D. M. Peck, Garret Tinsman, George W. Lentz, W. H. Armstrong, Frank Reading, W. Emery, W. R. Young, J. V. Brown, R. M. Foresman, S. D. Barrows, S. W. Starkweather, M. Fisher, M. Eder, Hiram Meniman, E. B. England, E. Canfield, D. W. Smith, B. H. Taylor, Fletcher Coleman, G. W. Maynard, S. A. Filbert, S. N. Williams, John N. Otto, C. B. Howard, James Thompson, John Dubois, George Quinn, Bedel Moore, W. A. Simpson, P. B. Merrill, E. D. Sannel, Crist. Wheeler Shaw, R. R. Bridgens, A. C. Hopkins and S. M. Bickford, and their associates, be and the same are hereby created a body politic and corporate, under the name and style of the West Branch Lumberman's Exchange, whose office shall be in the city of Williamsport, Pennsylvania, and by that name may sue and be sued, implead and impleaded, receive, acquire and hold property and effects, real and personal, by gift, devise or purchase, and dispose of the same by sale and conveyance, or by lease, or otherwise; may have a common seal, and alter the same at pleasure, and shall possess and enjoy all the powers, privileges and immunities incident to corporations, for the purposes herein mentioned and contemplated: *Provided*, That the corporation hereby created shall not, at any one time, hold real estate the value of which shall exceed one hundred thousand dollars.

Corporators.

Name.

Office.

Powers and privileges.

SECTION 2. The affairs of said corporation shall be managed and conducted by a board of not less than five nor more than thirteen directors, who shall be elected annually and continue in office until others are chosen in their place, five of whom shall constitute a quorum for the transaction of business; the officers of said corporation shall consist of a president, vice president, secretary and treasurer; the president shall be elected annually by and selected from said board of directors, and the said board of directors may appoint the secretary and treasurer, and require of the latter such bond and sureties as may be prescribed by the by-laws of said corporation; and the said corporation may appoint such other officers, agents and servants as the directors may deem necessary for carrying into effect and accomplishing the objects and purposes of this act, not inconsistent with the laws of this state.

Directors.

Officers.

SECTION 3. The said corporation is hereby authorized to establish such rules and regulations and by-laws for the management and conduct of its business and officers, and of its off-

Rules, regulations and by-laws for management of business, &c.

cers, agents, servants and members as they may think proper, and for the time and manner of holding elections, filling vacancies, and appointment of agents, servants and employees: *Provided always*, That they be in conformity to the laws of this state.

Rules, &c., for admission and expulsion of members.

SECTION 4. Said corporation shall have the right to prescribe the rules, regulations, term and conditions under and upon which members may be received into and expelled from said corporation, and may revise and alter the same from time to time as they may think proper.

May appoint inspectors of lumber.

SECTION 5. Said corporation shall have power to appoint inspectors, as many as they shall see fit, to examine, measure and inspect lumber, timber, shingles, wood and every other article of traffic commonly dealt in by the members of said corporation, or any of them, or by persons engaged in what is commonly understood to be the lumber business, and to prescribe the rules and fix the grades by which such inspectors shall be governed in the discharge of their duties; and the certificate of such inspector as to the quality, quantity and character of such article thus inspected, and their mark thereon, shall be evidence between buyer and seller of the grade, quantity, quality or character of the same, shall be binding upon the members of said corporation or others interested who shall obtain, require or assent to the employment of said inspectors; nothing herein contained, however, shall compel the employment by any one of any such inspectors.

Certificate and mark of inspectors, evidence between buyer and seller.

Fines.

SECTION 6. Said corporation may impose fines upon any of the members thereof, and collect the same, for breach of its rules, regulations or by-laws, but no fine shall exceed twenty-five dollars; and such fines, when incurred, may be collected by action of debt before the recorder or any justice of the peace in the city of Williamsport, Lycoming county, in the name of the corporation.

Committees of reference, &c.

SECTION 7. Said corporation is hereby authorized to constitute and appoint committees of reference and arbitrations, and committees of appeals, who shall be governed by such rules and regulations as may be prescribed in the rules, regulations or by-laws, for the settlement of such matters of difference as may be voluntarily submitted for arbitration by members of said corporation or by other persons not members thereof; the acting chairman of either of said committees, when sitting as arbitrators, may administer oaths to the parties and witnesses, and issue subpoenas and attachments compelling attendance of witnesses, the same as justices of the peace, and in like manner directed to any officer to execute.

Awards may be filed with prothonotary.

SECTION 8. When any submission shall have been made in writing and a final award shall have been rendered, and no appeal taken within the time fixed by the rules or by-laws of said corporation relating thereto, then, on filing such award and submission with the prothonotary of the court of common pleas of Lycoming county, and shall be entered of record, and shall therefore return a judgment of record, with like effect on other judgments of record in said court, and shall be entered upon the judgment debt of said court, and execution

Effect thereof.

may issue thereon in like manner and with like effect as upon other judgments in said court.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 514.

An Act

To incorporate the Sharon Driving Park Association, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John M. Mordock, R. M. Ulp, James C. Nolan, E. Struble, R. H. Hitchcock and P. L. Kimberly, their associates and successors, be and they are hereby created a body politic and corporate in law, by the name, style and title of the Sharon Driving Park Association, and by that name shall sue and be sued, and shall generally possess the powers and privileges of a corporation, with power to purchase, hold, sell, transfer or lease real or personal property in their corporate capacity.

Corporators.

Title.

Powers and privileges.

SECTION 2. That the object of said association shall be to provide, keep and maintain in the county of Mercer, grounds and other real and personal estate of a net yearly value not exceeding ten thousand dollars, suitable for gymnastic and other healthful and amusing exercises, and to hold exhibitions for the improvement of the breed of horses and live stock generally, under such regulations as may be prescribed by the board of directors, and to pay such premiums for the animals so exhibited, and for their performances as they may deem necessary to promote the object of such exhibition: *Provided,* That the right to admission shall be limited and governed by such regulations as may be prescribed by the board of directors.

Object.

Right of admission to exhibitions.

SECTION 3. That the capital stock of said association shall be five thousand dollars, divided into shares of fifty dollars each, with the privilege of increasing the same to any amount not exceeding twenty thousand dollars: *Provided,* That a majority of the stockholders consent thereto.

Capital stock.

SECTION 4. That so much of the profits of said association as shall be deemed expedient by the directors shall, from time

Dividends.

to time, be divided among the stockholders, but no dividends shall be declared which will impair the capital stock of the association.

Votes.

SECTION 5. That at all meetings or elections held by said association, each member shall be entitled to one vote for every share of stock held by him in his own name, and stockholders shall have the privilege of voting by proxy.

Membership.

SECTION 6. That every original subscriber shall be a member of said association, but no transfer of stock shall confer the right of membership upon the transferee, or entitle him to vote at any meeting or election of said association, unless such transfer shall be approved by the board of directors in such manner as the by-laws shall provide.

Annual subscribers.

SECTION 7. That said association may have annual subscribers not exceeding one thousand in number, each of whom shall pay to the treasurer thereof such sum as may be prescribed by the board of directors: *Provided*, That no person shall be received as such subscriber without the approval of the board of directors, and the privileges of such subscribers shall at all times be subject to such rules and regulations as the directors may from time to time adopt.

Assessment upon shares.

SECTION 8. That the board of directors of said association shall have power to assess upon each share of stock, a sum not exceeding ten per centum of the par value thereof per annum for the purposes of the association; and if such assessment shall not be paid within thirty days after notice thereof, the share or shares of stock upon which default has been made, may be forfeited by the board of directors and sold at public sale, after fifteen days' notice of the forfeiture and of the time and place of sale shall have been given to the defaulting stockholders; and the proceeds of such sale shall be applied first to the payment of the assessments due and in arrear and the expense of sale, and the residue paid over to the owner of the stock sold.

Directors.

SECTION 9. That the management of said association shall be vested in a board of directors, not less than four nor more than seven in number, who shall be elected at such time and place, and in such manner, as shall be prescribed by the corporation or by-laws, and shall serve for one year and until their successors are chosen.

President, vice president, &c.

SECTION 10. That such board of directors of said association shall elect from their number a president, vice president, secretary and treasurer, who shall serve for one year, and until their successors are duly chosen and qualified, and shall perform the duties of their respective offices for the board of directors and the association.

Opening of roads or streets through grounds.

SECTION 11. That no public or private road, street or alley of any kind shall be laid out or opened in or through the grounds or enclosures occupied by said association for the purposes thereof, without the consent of two-thirds of the stockholders thereto.

By-laws prohibiting prize fighting, &c.

SECTION 12. That the said association shall have the right and power to enact and enforce by-laws prohibiting all prize fighting, betting, gambling of any description, selling, bringing or using intoxicating drinks upon or near the premises of

the association, and to eject from the premises all persons committing these or any other nuisances or disorder, and the provisions of this section shall apply to any person or persons who shall erect or keep stands, or offer for sale or exhibit any description of articles near the said premises which may be deemed by the directors injurious to their exhibition.

SECTION 13. That the members of said association shall have the right, at the first or any subsequent meeting, to establish and enforce such by-laws for the government of the association as they may deem expedient, not being contrary to the constitution of the United States, the constitution of this state, or the provisions of this act.

By-laws for government of association.

SECTION 14. That John M. Mordock, J. C. Nolan, R. M. Ulp and E. Struble shall be and are hereby appointed commissioners to open books and obtain subscriptions to the stock of said association at such time and place and under such regulations as they may deem expedient.

Commissioners appointed to receive subscriptions.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 515.

An Act

To enable the borough of Danville, in the county of Montour, to establish water works.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of the borough of Danville, in the county of Montour, are hereby empowered to provide, erect and maintain all works and machinery necessary and proper for raising and introducing into the said borough a sufficient supply of pure water for the use of its inhabitants, and for that purpose may provide, erect and maintain all proper buildings, cisterns, reservoirs, engines, pumps, pipes and conduits, for the reception and conveyance of water; and they are authorized and empowered, by themselves, their agents, engineers and workmen, and with their tools, carts, wagons and beasts of draught or burden, to enter upon such lands and enclosures, streets lanes and alleys, roads and highways, as may be necessary to occupy, or to obtain materials

Burgess and council authorized to erect works.

May enter upon lands to obtain materials and lay pipes.

To make compensation for property taken.

May take property upon tendering bond to owners.

May borrow money and issue bonds.

Bonds exempt from local taxation.

Moneys received from sale of bonds, together with water rents, &c., constituted water fund.

Burgess and council may levy and collect water tax.

Water commissioners appointed.

Terms of office.

Burgess and council to appoint.

for the construction of said works, and to occupy ditches and lay pipes through the same, and the same from time to time to repair; and for taking private property they shall make adequate compensation, the amount thereof to be ascertained as provided for in the act of assembly, passed the twenty-fourth day of April, one thousand eight hundred and sixty-nine, entitled "A supplement to an act to provide for the incorporation of gas and water companies," approved March eleven, one thousand eight hundred and fifty-seven; but they may take, use and occupy such private property, without first making compensation therefor, upon giving to the owner or owners of the same the bond of the said borough, in such sum as may be agreed upon by them with the said owner or owners, or as may be fixed by the court of common pleas of the said county, or any two judges of the said court when the said court is not in session, conditioned for the payment of such damages as may be agreed upon by the borough and such owner or owners, or as may be assessed by law.

SECTION 2. To enable the said burgess and town council to provide, erect and maintain the said works, machinery, buildings, cisterns, reservoirs, engines, pumps, pipes and conduits, they shall have the power to borrow such sums of money as may be necessary, not, however, to exceed, in the whole, the sum of one hundred and twenty-five thousand dollars, and to issue, in payment thereof, coupon bonds of the said borough, in sums not less than fifty dollars, bearing a rate of interest not exceeding eight per centum per annum, payable semi-annually, the principal payable at the pleasure of said borough, in not less than five nor more than twenty years; and the said bonds shall be exempt from all taxation, except for state purposes.

SECTION 3. That all money received from the negotiation of said bonds, together with all water rents, income or profit from the water works, shall be kept apart from the other moneys of the said borough, and shall be designated the water fund, and shall be expended only in the construction, maintenance and repair of said works, or in the payment of the interest and principal of the said bonds; and to further enable them to pay the interest and principal of said bonds, the said burgess and town council are authorized to levy, assess and collect, annually, on all property, now or hereafter taxable for borough purposes, in addition to the rate of tax now authorized by law, a tax not to exceed seven mills on the dollar, to be known as the water tax, which shall be kept separate from other borough taxes, and shall be paid into and constitute part of the said water fund.

SECTION 4. That A. G. Voris, Dan Morgan and John C. Rhodes, be and are hereby appointed water commissioners for the purpose of supervising and overseeing the construction, maintaining and managing of the said water works, the first named of whom shall hold his office for the term of one year, the second for two years, and the last named person for three years; and hereafter the burgess and town council shall appoint, annually, a person as water commissioner to hold his office for a term of three years, and any other agent or officers

that may be necessary to carry out the provisions of this act; and the compensation of said commissioners and other officers shall be fixed by the town council, and paid out of the said water fund: *Provided however*, That neither the burgess nor any member of the town council shall at any time serve as such officer or agent, or be directly or indirectly concerned in furnishing materials or supplies, or doing work or labor to or about the erection or construction of the said water works, or the repair, maintenance or management of the same, nor shall they or any of them be allowed in any court of justice to recover compensation for such materials, supplies, work or labor to be done or furnished by them or any of them.

Compensation.

Proviso

SECTION 5. That the said burgess and town council shall have power and authority to ordain and enact all laws and ordinances to enable them to convey the said water through the said borough in all directions, and to such points outside of the borough, in the vicinity thereof, as may be desired, and to fix hydrants and fire plugs wheresoever they may deem proper, and to determine and adjust the rates and prices to be paid for the use of the water, and to ordain and enact all needful by-laws, ordinances and regulations, and generally to do all things requisite and necessary for carrying into full effect all the objects contemplated in this act.

Burgess and council may enact laws relative to conveyance of water, fix hydrants, &c.

SECTION 6. The owners of all real estate shall be personally liable for the water furnished for use and used upon such real estate, but the said burgess and town council may, without effecting such liability, contract with and collect the water rents from the lessee or lessees of the property.

Property owners liable for water used on premises.

SECTION 7. If any person shall wilfully or maliciously do or cause to be done, any act or acts whatever, whereby any engine, pump, machinery, cistern, reservoir, pipes, conduits or any other matter or thing appertaining to the said water works shall be stopped or obstructed, injured, contaminated or destroyed, the person or persons so offending shall be considered guilty of a misdemeanor, and may therefor be indicted in the court of quarter sessions of Montour county, and on conviction thereof shall be punished by a fine not exceeding five hundred dollars, or be imprisoned not exceeding one year, or both at the discretion of the court: *Provided*, That such criminal prosecution shall not in any way impair the right of the said borough to recover full compensation in damages by civil suit.

Penalty for injuring works, &c.

SECTION 8. That on the completion of the said water works, the said burgess and town council shall publish a particular and detailed statement of the cost of the said works, itemizing the cost of each part of the same, and shall annually publish a statement of the receipts into and payments from the water fund, including income from the works and receipts from taxes, and showing particularly the amount of debt owing on account of the construction and maintenance of said works, and the times when the same is payable; such publication to be made for at least three successive weeks in two weekly newspapers published in said borough.

On completion of works, burgess and council to publish statement of cost.

To publish annual statement of receipts and expenditures.

SECTION 9. That the act of assembly approved the fourteenth day of April, eighteen hundred and sixty-nine, entitled

Repeal.

"A supplement to the act to incorporate the Danville Water Company, approved March twenty-sixth, one thousand eight hundred and sixty-seven," excepting the sixth section of the said act, is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 516.

An Act

To incorporate the Danville Publishing Company.

- SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- Corporators, That William J. Reed, A. Jackson Amnerman, A. Geriger, S. P. Kase, William F. Gearhart, William Kiner and D. H. B. Brower, and such other persons as may be associated with them, their successors and assigns, are hereby created a corporation under the name, style and title of the Danville Publishing Company, with a capital of ten thousand dollars, to be divided into two hundred shares of fifty dollars each, with the privilege of increasing the same to any amount not exceeding twenty thousand dollars, by a vote of the stockholders, at an annual or special meeting to be convened for that purpose by the president of the company, who shall be elected by a majority of the stockholders, and with authority to have and use a common seal, the same to change at pleasure, and by the name style and title aforesaid, shall be capable in law to sue and be sued in any court whatever, and may hold real and personal estate in fee, or for any less estate, and the said company may make all needful rules, regulations and by-laws for the management of the business of the company.
- Title.
- Capital,
- Privileges.
- Directors,
- SECTION 2.** The affairs of said corporation shall be managed by a board of five directors, who shall choose one of their number president, another secretary and another treasurer; and said directors shall be elected annually, at meetings of the stockholders called for the purpose, and at such elections each stockholder shall be entitled to one vote.
- First election.
- SECTION 3.** The first election shall be within ten days after the enrolment of this act, and annually thereafter, and the directors so chosen, and the officers by them appointed, shall

serve until their successors are chosen and qualified in accordance with the by-laws.

SECTION 4. The business of said company shall be confined to printing, publishing, ruling and binding in all its branches, and the management of such real estate as may be purchased for the use of the company; and the said company shall have power to borrow money and to issue bonds therefor, to be secured by mortgage on its real or personal estate or franchises and not to exceed in amount the capital stock of the company, and at a rate of interest not to exceed six per centum per annum: *Provided*, That said bonds shall not be issued for a less sum than one hundred dollars each.

Business.
May borrow money and issue bonds.

SECTION 5. This company shall pay into the treasury of the commonwealth a bonus of one-fourth of one per centum on the paid up capital stock, and a like amount on that hereafter paid, in two equal instalments, the first whereof shall be paid within one year from the date of the approval of this act, and in addition shall pay such other taxes as are now or may be by law required.

Bonus and taxes.

SECTION 6. The company to organize on the payment of one-fifth of the capital stock, and the corporation to exist for the term of twenty years and no longer.

When to organize.
Limitation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 517.

A Supplement

To an act, entitled "A supplement to an act for the better management of the Allegheny County prison," approved the first day of February, one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the managers of the Allegheny County Work-house and Inebriate Asylum shall be a corporation and body politic in law, by the name, style and title of the Allegheny County Work-house and Inebriate Asylum, and by that name shall have perpetual secession, with the power to make and use a common seal, and to change the same at pleasure, to establish, erect and manage the work-house and inebriate asylum in the county of Allegheny, to make contracts, to sue and be

Managers of work-house to be a corporation
Title.
Powers and privileges.

sued, and by that name and title be capable in law of purchasing, selling, leasing and holding real estate in the name of Allegheny county, for the use of said corporation that may be necessary in carrying on the operations of the institution and to the profitable employment of the inmates: *Provided*, The same be not repugnant to the constitution or laws of the United States or of this commonwealth.

May discharge
prisoners who
serve out term
of imprison-
ment.

Provido.

Provido.

SECTION 2. The managers of the work-house and inebriate asylum are hereby authorized to discharge from the work-house, without the delay and expense of any proceeding under the insolvent laws of this commonwealth, every prisoner who may have served out his or her term of imprisonment at labor, to which such prisoner has been or may hereafter be sentenced, notwithstanding such prisoner may not have paid the costs of prosecution or any fine to the commonwealth, or restored the property stolen or paid the value thereof, if in the judgment of the said managers the prisoner is unable to pay or restore the same: *Provided*, That no such discharge shall be allowed or granted by said board of managers until such prisoner shall have exhibited to them on oath or affirmation, duplicate schedules of all his property, real, personal and mixed, to which he is in any manner entitled, one of which schedules it shall be the duty of the said managers to file and preserve, and the other immediately to transmit to the court or magistrate before whom said prisoner was tried, to be filed there with other papers relating to the cause: *And provided also*, That such discharge shall in no way interfere with the right of the commonwealth, county, public officers, or any person or persons interested in the payment or restitution aforesaid, to proceed under the judgments of conviction to recover the amount from the property of such prisoner; and that for this purpose the district attorney, or his proper deputy, of any county from which such prisoner may have been committed, if he deem it for the interest of the county, or if requested by any person interested, issue writs of *fiery facias* and *venditioni exponas* or other writs of execution as the case may require, against such property, which shall be sold as real and personal property is sold in other cases by virtue of similar writs, and such sales shall be as effectual in law as sales in other cases by virtue of similar writs.

Penalty on offi-
cers for permit-
ting prisoners
to escape.

SECTION 3. If any keeper or other officer of the work-house, having a prisoner in his custody under a criminal conviction, sentence or charge, shall suffer such prisoner, through gross negligence, to escape, he shall be guilty of a misdemeanor, and on conviction be sentenced to an imprisonment not exceeding one year and to pay a fine not exceeding five hundred dollars.

County commis-
sioners and con-
troller may levy
special tax.

SECTION 4. That the commissioners and controller of Allegheny county are authorized and required to levy and appropriate, for the year eighteen hundred and seventy-two, a special tax of one mill on the assessed valuation of Allegheny county, for the purpose of defraying the necessary expenses that will be incurred in keeping the prisoners and managing the work-house during the said year eighteen hundred and seventy-two; the proceeds of which tax shall be paid over to

the said managers for said purpose as soon as collected, together with the residue of any funds heretofore collected, to liquidate any bonds issued for the erection of said work house.

SECTION 5. That the said managers may hereafter, if they deem it expedient, furnish to any discharged convict any sum, not exceeding six dollars, out of any funds in the hands of their treasurer, to obviate the temptation to theft before employment can be obtained. Managers may furnish money to discharged convicts.

SECTION 6. No person who is not an official visitor, or who has not a written permission, according to such rules as the managers may adopt, shall be allowed to visit the work-house; the official visitors are the governor, members of the Senate and House of Representatives, the judges of the courts, the mayors of the cities of Pittsburg and Allegheny, commissioners and sheriffs of the different counties from which prisoners have been committed, and the acting committee of the Society for the Alleviation of the Miseries of Public Prisons; none but official visitors can have any communication with the convicts, nor shall any visitor whatever be permitted to deliver or receive from any of the convicts any letter or message whatever, or to supply them with any article of any kind, under a penalty of fifty dollars fine, to be recovered as fines of a like amount are by law recoverable, one-half of said fine to be paid to the informer and the other half to the treasurer of the work-house. Visitors. Not to deliver or receive messages from convicts, or supply them with articles. Penalty.

SECTION 7. It shall be the duty of the superintendent of the work-house to keep a book in which shall be entered the name of every person convicted and sentenced by any court of justice of this commonwealth, in which book shall be kept a record of every violation by each prisoner of the printed and published rules of said work-house, with the punishment, if any, inflicted on account thereof; which book shall be laid before the managers at their regular stated meetings, for their inspection and action. Superintendent to keep book containing record of violation of rules, &c.

SECTION 8. The said managers shall direct the superintendent to give to each prisoner who may, in consequence of good conduct, be discharged at an earlier period than he would otherwise be entitled to, a certificate of the fact, stating the number of days that have been deducted from his original sentence for good conduct. Managers to direct superintendent to give certificates of good conduct.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domin one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 518.

An Act

To extend the provisions of an act to amend the fee bill, as to constables, in the city of Philadelphia, approved the third day of April, Anno Domini one thousand eight hundred and sixty-six, to the city of Pittsburg and county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of assembly, approved the third day of April, Anno Domini one thousand eight hundred and sixty-six, entitled "An Act to amend the fee bill, as to constables, in the city of Philadelphia," be and the same is hereby extended to the city of Pittsburg and county of Allegheny.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 519.

A Further Supplement

To an act to incorporate the Fidelity Insurance, Trust and Safe Deposit Company of the city of Philadelphia, passed the twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six, authorizing an increase of the capital stock of said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Fidelity Insurance, Trust and Safe Deposit Company, is hereby authorized to increase the capital stock of said company to two million dollars, divided into shares of one hundred dollars each: *Provided,* That said increase shall be first approved by a vote of the stockholders thereof, at an annual or special meeting called for that purpose; and the company shall pay to the state treasurer, for the use of the state, a bonus of one quarter of one per centum on said in-

crease, in four equal annual instalments, the first payment to be made in one year from the date of said increase; and the said increase of capital shall be invested in such securities as are authorized by law for trustees, and from time to time shall be re-invested in the same, and shall be kept separate and apart from the other investments, and designated on the books of said company as investments of said trust capital; and it shall be the duty of the proper officers of said company, annually and before the first day of January, or oftener if required by the court, to file in the court of common pleas of the city of Philadelphia, a detailed statement, under oath or affirmation, of the said investments; and the said trust capital shall be specially and primarily liable for the obligations of said company as executor, administrator, guardian, receiver, assignee or trustee in any other capacity, and shall not be liable for any other debt or obligation of the company until all its liabilities, in regard to its trusts as aforesaid, shall have been first fully met and discharged.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-fifth day of March, Anno Domini
 thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 520.

A Supplement

To an act, entitled "An Act to incorporate the Eddy Run Improvement Company," approved the thirteenth day of April, one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John W. Packer, William Parsons, Junior, H. F. Harvey, William M. Chatham and A. Boyd Henderson, who purchased the franchises, improvement and property of the Eddy Run Improvement Company at a sale made by the sheriff of Centre county, on the twentieth day of January, one thousand eight hundred and seventy-two, under the provisions of an act of assembly, approved April seventh, one thousand eight hundred and seventy, entitled "A supplement to the act, entitled 'An Act relating to executions,' approved the sixteenth day of June, one thousand eight hundred and thirty-six," and such persons as they may associate with them, shall be and

Name.	they are hereby constituted a body politic and corporate, under the name and style of the Eddy Lick Run Improvement Company, and shall be vested with all the right, title, interest, possession, claim and demand, in law and equity, of the corporation, whose franchises, improvements and property were so as aforesaid sold and conveyed, and with all the rights, powers, immunities, privileges and franchises of said corporation, and which may have been granted to and conferred thereupon by any act or acts of assembly whatsoever.
Rights, privileges, &c.	
Capital stock	SECTION 2. That the capital stock of said new corporation shall be the same as the former, and shall be distributed among the corporators in proportion to their respective interests; and said new corporation shall be subject to all the restrictions, obligations and liabilities to which the former was subject: <i>Provided</i> , That the new corporation shall not be liable for the debts of the said Eddy Run Improvement Company, contracted prior to January twenty-sixth, one thousand eight hundred and seventy-two; and the said stockholders shall meet within thirty days after the passage of this act at the office of H. T. Harvey, in the city of Lock Haven, and organize said new corporation by electing a board of five directors to manage the affairs of said company, one of whom shall be the president of said company, and the election of directors shall be held on the same day in each year thereafter, and at the same place, and each share of stock shall be entitled to one vote in said election; and if from any cause the annual election shall not be held on said day the directors then in office shall remain such until their successors are elected and qualified, and the said corporation shall then and there adopt a common seal.
Subject to.	
Not liable for debts contracted prior to January 20, 1872.	
Organization.	
Election of directors.	
Failure to hold election on day fixed.	
Upon failure to pay tolls, logs may be seized and sold.	SECTION 3. Upon failure to pay tolls upon logs floated in either of the streams comprehended and embraced in the act to which this is a supplement, the Eddy Lick Run Improvement Company shall have the right to seize and sell at public sale, at any point they may select within this commonwealth, enough of the logs so floated to pay the tolls due, with penalties incurred and costs of so doing, and after so doing they shall return the surplus, if any, to the owner of said logs: <i>Provided</i> , That before such sale shall be made, public notice thereof shall be given by three written or printed notices posted in public places near the place of sale at least ten days prior thereto, and notice shall be left at the business office of the owner or owners of said logs, if said owner or owners have such place of business within this commonwealth.
Proviso.	

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-fifth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 521.

An Act

To incorporate the Enterprise Savings Bank of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Dilworth, Jr., Lewis Peterson, Jr., John Sealing, A. A. Gutman, R. F. Bauman, P. J. Urling, David Mathias, William Rowbottom, John Gilleland, and all other persons now partners, doing business as private bankers under the name and style of the Enterprise Savings Bank of Allegheny, and their successors, be and they are hereby created a body politic and corporate, under the name, style and title of the Enterprise Savings Bank of Allegheny, to be located in the county of Allegheny, and by that name shall have perpetual succession, and by law be capable to own, hold, improve or dispose of real estate, to sue and be sued, plead and be impleaded, answer and defend in all courts of law or equity, or in any other place whatsoever, and to make, have and use a common seal, and the same to alter or renew at pleasure, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation: *Provided*, That a misnomer of the said corporation, in any instrument, shall not vitiate the same if the intent of the parties can be clearly ascertained.

Corporators.

Powers and privileges.

SECTION 2. The capital stock of said company when paid up, shall consist of two thousand shares, of the value of fifty dollars each, with the privilege of increasing the same to an amount not exceeding ten thousand shares of like value per share, and when the capital stock is so increased, the stockholders shall have the right to take the shares authorized by such increase at such price as the board of directors may name: *Provided*, That if such shares of new stock are not taken by the stockholders, within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of new stock in such manner as they may deem best; and said bank shall not commence business until twenty-five thousand dollars of the capital stock shall have been paid.

Capital stock.

Increase.

Commencement of business.

SECTION 3. The said bank may receive money on deposit, for which interest may be paid in accordance with the by-laws of said bank, and may loan such money on bond and mortgage, real estate, bonds, promissory notes, bills of exchange, or other securities of the state of Pennsylvania or of the United States, or other good and sufficient securities, at a legal rate of interest; the said bank may also receive money on deposit from any executor, administrator, guardian or other trustee, having in his, her or their possession or control, trust moneys or

Banking privileges.

Executors, &c., may deposit trust funds with other securities, and such executor, administrator, guardian or other trustee, is hereby authorized and empowered to make deposit with this corporation of such trust moneys or other securities, on which interest may be paid and the same invested as in the case of other deposits.

Directors. SECTION 4. The board of directors of this company shall consist of nine persons, who shall be elected by the stockholders on the first Monday of August of each and every year, unless changed by the by-laws of the company; the first

Election. election to be held on the first Monday of August, Anno Domini one thousand eight hundred and seventy-two; and until said first election shall have been held, the persons named in the first section of this act of incorporation, namely: William

First directors. Dilworth, Jr., Lewis Peterson, Jr., John Seiling, A. A. Gutman, R. F. Bauman, P. J. Urling, David Mathias, William Rowbottom and John Gilleland, shall constitute a board of directors to serve until their successors shall have been duly elected and qualified; the board of directors shall elect one

Officers and agents. of their number president, and shall have power to elect all other officers or agents they may deem necessary for conducting the business of the company; the stockholders shall be

Votes. entitled to one vote for each share of stock, and may vote in person or by a written proxy, but said proxy must be dated within six months of and five days prior to the election for

Notice of elections. which such proxy was given; ten days' notice, by publication in one of the daily papers published in Allegheny county, shall be given of the time and place where such election will be held, and said election shall be conducted according to the provisions of the by-laws.

By-laws. SECTION 5. The board of directors shall make all by-laws necessary for conducting the business of the company, and shall have power to require payments of any amount remaining unpaid on the stock of the company, at such times and in such proportions as they may think proper, and under penalty, in case of non-payment as required, of forfeiture to the company of such stock and all previous payments thereon.

Payment of amounts remaining unpaid on stock. SECTION 6. The board of directors shall have power to declare and pay dividends out of the earnings of the company to the stockholders, at such times and in such amount as to them may seem proper.

Dividends. SECTION 7. The board of directors shall have power to pay, on application, the check, proper receipt or order of any minor or married woman, such money, or any part thereof, as he or she may have deposited to his or her credit, or any interest or dividend accruing thereon, without the assent of the parent or guardian of such minor, or the husband or creditors of the husband of such married woman, to attach or in any manner interfere with any deposit, interest or dividend due thereon to such minor or married woman.

Payment of deposits, &c., to married women and minors. SECTION 8. The said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Bonus and taxes. SECTION 9. The legislature reserves the power to alter, revoke or annul this charter whenever, in their opinion, it may be injurious to the citizens of the commonwealth, in such

Reservation.

manner, however, that no injustice shall be done to the corporators.

SECTION 10. The stockholders of such bank shall be individually liable for double the amount of stock held by them respectively, and not otherwise; and this charter shall continue in force for the period of twenty years from the date of the passage thereof. Individual liability.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-fifth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 522.

An Act

To repeal the fourth section of an act, entitled "A supplement to the Milford and Matamoras Railroad Company," approved April sixth, one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section four of an act, entitled "A supplement to the Milford and Matamoras Railroad Company," approved the sixth day of April, Anno Domini one thousand eight hundred and seventy, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 523.

An Act

To repeal an act, entitled "An Act to provide for the election of road commissioners and treasurers, and the collection of road taxes in the townships of Kingston, Exeter and Franklin, in the county of Luzerne," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-eight, so far as the same relates to the township of Kingston.

Act repealed as
to Kingston
township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to provide for the election of road commissioners and treasurers, and the collection of road taxes in the townships of Kingston, Exeter and Franklin, in the county of Luzerne," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby repealed, so far as the provisions of the said act relate to the township of Kingston.

Road commis-
sioners to con-
tinue until su-
pervisors are
elected.

SECTION 2. That the road commissioners elected under said act, and now in office, shall continue in office until supervisors are elected and qualified under the general laws of this commonwealth, and at the expiration of their office shall deliver over to the supervisors all the property in their hands belonging to the said township of Kingston, and all books, papers and vouchers belonging to the township; and the supervisors elect shall collect and receive all unpaid taxes and pay all the indebtedness of the township; and any money in the hands of the said road commissioners at the expiration of their office, or their treasurer, shall be paid over to the said supervisors or the proper treasurer of said Kingston township.

Supervisors to
collect unpaid
taxes, and pay
township in-
debtedness.

Road commis-
sioners to de-
liver books, &c.,
to supervisors.

SECTION 3. That after the election of supervisors in said township of Kingston, the persons at present acting as road commissioners shall deliver to said supervisors all books, papers, moneys and other property in their possession belonging to said township.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 524.

A Supplement

To an act, entitled "An Act dividing the Twentieth ward of the city of Philadelphia, and creating a new ward to be known as the Twenty-ninth ward," approved the twenty-third day of February, Anno Domini one thousand eight hundred and seventy-one.

WHEREAS, The said voters of the Twenty-ninth ward only elected, at their last general election, one constable to serve for the said ward :

And whereas, Charles P. Coward having been transferred from the Twentieth ward, to act as constable in the new ward, known as the Twenty-ninth, on account of three of said constables living at one end of said Twentieth ward, at the time the said Twentieth ward was divided; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the term of office of the said Charles P. Coward, now acting as constable of the Twenty-ninth ward, be extended until the time of the constable elected at the last general election shall have expired : *Provided*, The said Charles P. Coward enters security in the same manner as though regularly elected in the said Twenty-ninth ward.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 525.

An Act

To enable George W. Steele, Albert A. Hopper and John Hopper, trustees of the Passaic Oil Company, to convey certain land in Venango county free from liability to escheat.

WHEREAS, John Mawhinney, of Oil City, in the county of Venango, and state of Pennsylvania, has negotiated with the Passaic Oil Company, a corporation of the state of New Jer-

sey, for the purchase of a certain tract of land situated in the said county, and held in trust for the said corporation by George W. Steele, Albert A. Hopper and John Hopper, and in part consummation of said purchase the said John Mawhinney has bought a large portion of the stock of said company :

And whereas, The title of said land is held as aforesaid in violation of the laws of this commonwealth, and the said John Mawhinney, as purchaser of the said land, will not be protected by the act approved the ninth day of January, Anno Domini one thousand eight hundred and sixty-one, entitled "An Act to enable citizens to hold title which had been held by aliens and corporations," although coming within the spirit of said act ; for remedy whereof,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the said George W. Steele, Albert A. Hopper and John Hopper, trustees of the Passaic Oil Company as aforesaid, to grant and convey the said tract of land to the said John Mawhinney, in fee simple, for such price or sum as shall or may have been agreed upon by the said Passaic Oil Company and said John Mawhinney ; and the title of in and to the said tract of land, which shall or may be so conveyed or intended to be conveyed by the said George W. Steele, Albert A. Hopper and John Hopper to the said John Mawhinney, shall not be held to be invalid or liable to escheat to the commonwealth by reason of its having been held in trust for the said foreign corporation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY.

No. 526.

A Supplement

To an act to incorporate the Northern Saving Fund, Safe Deposit and Trust Company of the city of Philadelphia, approved the fourteenth day of June, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That all the rights, powers and privileges granted by an act incorporating the Fidelity Insurance, Trust and Safe Deposit Company, passed the twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six, and the supplements thereto, shall be and the same are hereby conferred upon the Northern Saving Fund, Safe Deposit and Trust Company of the city of Philadelphia; and so much of the act to which this is a supplement as is inconsistent herewith is hereby repealed. Certain rights, powers and privileges conferred on.

SECTION 2. Each stockholder shall have one vote for every share of stock held by such stockholder. Votes.

SECTION 3. It shall be lawful for said company to give such compensation or salary to a vice president of the company as the directors may deem fitting for his services, and for said officer to receive and accept the same, any law to the contrary notwithstanding. May give salary to vice president

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 527.

An Act

Extending the provisions of the act of the eleventh of April, Anno Domini one thousand eight hundred and sixty-six, relative to the fees of county treasurers in Luzerne and Clearfield to the county of Lycoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of assembly, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six, relative to the fees of county treasurers of Luzerne and Clearfield counties on unseated lands and licenses, be and the same are hereby extended to the county of Lycoming.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 523.

A Supplement

To an act, entitled "An Act to incorporate the Philadelphia Association for the Relief of Disabled Firemen," approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and thirty-five, changing the object of said corporation to that of a funeral benefit society.

Preamble.

WHEREAS, The Association for the Relief of Disabled Firemen was incorporated at a time when the fire department of the city of Philadelphia was a voluntary organization and no compensation was paid to those who performed the duties as active firemen in said city :

And whereas, The capital of said association has increased, partly by the annual dues of its members, and partly by donations made from time to time by charitable individuals, and by bequests, and partly by penalties incurred under various acts of assembly, and by interest upon its investments, until said capital is now about the sum of forty-one thousand dollars :

And whereas, By the establishment of a fire department in said city, under which the persons performing duties as firemen are paid out of the funds appropriated for that purpose by the public authorities for their services at fires, and the late volunteer department has been superseded; for the purpose of using the capital of said association in furthering, as far as practicable, the wishes and intentions of those who have made contributions or bequests to said association; therefore,

Incorporation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all and every person who shall, at the time of the passage of this act, be members of the Association for the Relief of Disabled Firemen of Philadelphia, and no other, be and are hereby constituted and declared a corporation by the name, style and title of the Volunteer Firemen's Funeral Relief Fund Association of Philadelphia, and by that name, style and title shall have existence as long as any of the members thereof shall live; that upon the acceptance of this act by the said Association for the Relief of Disabled Firemen of Philadelphia, all the funds, property and estate of said Association for the Relief of Disabled Firemen shall be vested in the corporation herein and hereby created, for the purposes mentioned in the articles hereinafter set forth; and the said Association for the Relief of Disabled Firemen shall thenceforth cease to exist, the corporation hereby created being declared to be its successor; the following shall be the fundamental articles for the government of said corporation, to wit:

Upon acceptance of act, property of old corporation to be vested in new.

Articles of government.
Name and object.

ARTICLE 1. This corporation shall be known by the name, style and title of the Volunteer Firemen's Funeral Relief As-

sociation of Philadelphia, and shall have for its object assistance in defraying the funeral expenses of its members, for which purpose there shall be paid to the widow, if any, the orphans or the legal representatives of each person who shall, at the time of his death, be a member of this association, to assist in defraying his funeral expenses, the sum of one hundred dollars, upon proof of the decease of any such member, without regard to the cause of death, and provided application be made within sixty days after such death occurs.

ARTICLE 2. The government of the association shall be Trustees. vested in a board of twenty-one trustees, seven of whom shall be elected every year and shall hold office for three years; the present board of trustees of the association for the relief of disabled firemen of Philadelphia, shall be the board of trustees of the Volunteer Firemen's Funeral Relief Association of Philadelphia, and shall continue in office for the same term or time for which they were respectively elected; said trustees shall elect, annually, one of their number as president, and shall also elect, annually, a secretary and treasurer; they shall meet at least once in every three months and shall report their proceedings to the annual meeting of the association.

ARTICLE 3. There shall be an annual meeting of the said association held on the first Monday of January in each year, at such place as the trustees may direct, at which time and place said trustees shall make their annual report, and the elections for trustees shall be held; fifteen members shall be required to constitute a quorum; but if from any cause no meeting shall be held, or election take place at the time herein designated, the association shall not be thereby dissolved, but a meeting may be called on ten days' notice to do and perform all the acts, matters and things lawful to be done at the annual meeting, and until an election is held the trustees in office shall hold over until their successors have been duly elected.

ARTICLE 4. The treasurer, under the direction of the board of trustees, shall keep the funds invested in good paying secure investments, and shall invest from time to time the interest received from investments; and the funds shall not be used for any other purpose than set forth in article first, except such incidental expenses as may be necessary to maintain the organization, and shall not at any time exceed the sum of two hundred and fifty dollars in any one year.

ARTICLE 5. All the members of the Association for the Relief of Disabled Firemen, who are life members, are hereby declared to be members for life of this association; any other person who is a member of said Association for the Relief of Disabled Firemen, and who shall pay to the treasurer of this association a sum, which with the amount heretofore paid, shall equal the sum of ten dollars, (said amount may be paid at one time or at the rate of one dollar per annum,) shall become a member for life in this association; if any member shall neglect or fail to pay the dues owing by him for three months after the same shall become due, the trustees shall strike his name from the roll of members; annual dues shall be payable on the first Monday of January of each year.

Secretary to provide book, and enter there in names and residences of members.

Members changing residence to notify secretary

Annual report of trustees.

On direction of member, amount payable at death to form fund for preserving cemetery lot.

Members may be buried in lot.

When court to appoint trustees

How balance of capital and fund to be disposed of on death of members.

ARTICLE 6. For the purpose of ascertaining, with certainty, who is or are members of said association the secretary shall provide a book for registry and residence, in which he shall enter the name and residence of every person now a member of the Association for the Relief of Disabled Firemen who shall apply to him in person, or by power of attorney, for that purpose, within two years from the acceptance of this act, and such persons only, who may apply as aforesaid, shall be deemed and taken to be within the provisions of this act and members of this association; every member who may change his residence shall immediately thereafter notify the secretary thereof in writing, setting forth particularly the location of his new residence, with reasonable certainty, and any notice left at or sent to the last place of residence given to the secretary shall be deemed to be lawfully served.

ARTICLE 7. The secretary shall have the annual report of the board of trustees printed, and a copy of the same sent to each member; said report shall set forth the number of members living, giving their names and residences, and shall be classified as life and annual members as long as the last class shall continue to exist, and it shall also state the number who may have died during the preceding year, so far as known, and giving their names and residences.

ARTICLE 8. Should any member by his last will and testament so direct, the amount which by this act is directed to be paid for funeral expenses shall be set apart and form a fund, the interest arising from which shall be used in keeping in good order and repair the lot and monument in Monument cemetery, belonging to this association; and any member whose family may so desire shall be buried in said lot.

ARTICLE 9. When the membership of this association shall be reduced to below fifty members, the court of common pleas shall appoint three trustees, who shall supersede the board of trustees hereinbefore provided for, who shall have all the power and perform all the duties required of said board of trustees; and in case of the death of any one or more of said trustees, or of removal from the jurisdiction of said court, or becoming incompetent to perform the duties from any cause whatever, said court shall appoint another or others in the place or places of such as may have died, removed or become incompetent as aforesaid, to the end that there shall always be three trustees, until the dissolution of the corporation by the decrease of all its members; when all the members of the corporation shall have died, it shall be the duty of the trustees, after the payment of the funeral expenses hereinbefore provided for, to pay whatever balance of the capital of the corporation may remain, and the fund created under the eighth article of this act, to the Pennsylvania hospital, if it shall be then in existence, and if said Pennsylvania hospital shall be extinct, then to such other similar charitable association as the trustees may select: *Provided however*, That the said Pennsylvania hospital, or such other similar charitable association as the said trustees may have selected, shall agree to keep the burial lot and monument referred to in article eighth in good order and repair forever.

ARTICLE 10. The board of trustees, or the association, shall have power to make, ordain and establish by-laws for their government, as to them shall seem right and proper, not inconsistent with these articles or with the constitution and laws of the United States or of this commonwealth, but no by-law shall be enacted which shall impose any tax upon a member or work any forfeiture. By-laws.

ARTICLE 11. No alteration or amendment to these articles shall be made except by a two-third vote of all the members of the association, and shall be made only at an annual meeting of the association, and before any such amendment or alteration shall have force or effect, it shall be approved or sanctioned by the court of common pleas of Philadelphia: *Provided*, That all fines and penalties that may now or hereafter accrue, shall be payable to the fire commissioners of the city of Philadelphia, to be used by the said fire commissioners for the benefit and relief of disabled firemen. Alteration or amendments to articles.
Fines and penalties.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 529.

An Act

To incorporate the William Cramp and Sons' Ship and Engine Building Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Cramp, Charles H. Cramp, William M. Cramp, Samuel H. Cramp, Jacob C. Cramp, Theodore Cramp, J. Shields Wilson, John Tipton and Martin Deddiker, together with such other persons as shall hereafter be associated with them as stockholders in the said association, be and are hereby created a corporation and body politic in law, under the name, style and title of the William Cramp and Sons' Ship and Engine Building Company, and by such name, style and title shall have perpetual succession and be capable of suing and being sued, impleading and being impleaded, and generally of doing and performing all other acts needful and ne- Corporators.
Title
Powers and privileges.

necessary to carry out the purposes of their incorporation as hereinafter set forth.

Business.

SECTION 2. The business of the said company shall be carried on in the city of Philadelphia, and shall consist in the building and repairing of iron and wooden ships, and the construction of the engines and boilers for the same, and for that purpose they shall have the power to lease for a term of years, and to purchase and hold such real estate as may be necessary for the purposes of the said business, and to sell and convey the same when they deem it for their interest and advantage so to do.

Real estate.

May erect buildings, construct wharves, &c.

SECTION 3. To enable them to carry on the said business, they shall have the right to erect and construct upon the premises, leased or owned by them, such buildings, wharves, docks, tools, machinery and fixtures as may be useful in building and repairing ships or engines, boilers and machinery, or the preparing and working of the material used in any part of the construction thereof, and generally they shall have the power to do what may be necessary to successfully carry on the ship building business in all its branches.

Capital stock.

SECTION 4. The capital stock of the said company shall be five hundred thousand dollars, divided into shares of one hundred dollars each, with power to increase the same from time to time, by a vote of the stockholders, to an amount not exceeding one million dollars, and subscriptions to the stock may be paid in real or personal estate, appropriate to the business contemplated by this act, at a *bona fide* cash valuation to be agreed upon by a majority in interest of the stockholders.

Payment of subscriptions.

Further powers.

SECTION 5. The said company shall have power to adopt a common seal, and to alter the same at pleasure, to issue certificates of stock, to borrow money upon such terms as the board of directors shall deem best, and to issue bonds or other evidences of indebtedness therefor, and to secure the same by mortgage upon their property and franchises, to make promissory notes for the payment of money, to execute mortgages to secure purchase money of any real estate bought by them, to make contracts with any other corporation, firm or individual for the purchase of material or for the doing of any work in the line of their business as aforesaid.

Officers.

SECTION 6. The officers of the said corporation shall consist of a board of directors, to be elected, annually, on the second Tuesday of May in each and every year, who shall elect from among their numbers one person to serve as president and one to serve as secretary and treasurer; the said board shall have power to establish and put in execution all such by-laws as they may deem necessary to properly carry out the purposes of the said corporation: *Provided*, Said by-laws are not inconsistent with the laws of this state or of the United States, or of this act; the incorporators herein named shall elect the first board of directors, who shall serve until the next annual election.

By-laws.

Bonus and taxes.

SECTION 7. The said company shall pay into the treasury of the commonwealth such bonus and taxes as are provided by law: *Provided*, That the first instalment of bonus on the capital stock of said company be due and payable at any time

within the period of one year after the organization of said company.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 530.

A Supplement

To an act, entitled "An Act to incorporate the borough of Columbia," approved the sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the limits of the borough of Columbia be extended as follows, to wit: Beginning at a point in the northern boundary line, as now established, on the north side of Furnace road, north-east of Third street, and eighteen hundred and forty-five feet from the point at which said line strikes the Susquehanna river, and extending thence north eighty-eight and three-fourths degrees east, for a distance of five thousand and forty feet, to a stone; thence south thirty-three and one-fourth degrees east, for a distance of four thousand three hundred and ninety-seven feet, to a point at the north-west corner of M. M. Strickler's lane, at its intersection with the Lancaster and Columbia turnpike; thence south eleven and three-fourths degrees west, for a distance of two thousand seven hundred and eleven feet, to a sycamore tree on Strickler's run; thence south seventy-three and one-eighth degrees west, two thousand four hundred and twenty-five feet, to a stone on the Susquehanna river; thence north forty-three degrees west, for a distance of fifteen hundred and eighty-four feet, to a stone; and thence north fifty-eight degrees west, for a distance of seven hundred and nine feet, to a point on the Susquehanna river, in the southern boundary line as heretofore established.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 531.

An Act

Supplementary to an act, approved May third, eighteen hundred and seventy-one, entitled "An Act supplementary to an act, entitled 'An Act to incorporate the Atlantic and Ohio Telegraph Company,' approved March twenty-four, eighteen hundred and forty-nine, and to confirm certain agreements executed by said company."

(Construction of
act of May 3,
1871, relative to.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That nothing in the act, approved May third, Anno Domini eighteen hundred and seventy-one, entitled "An Act supplementary to an act, entitled 'An Act to incorporate the Atlantic and Ohio Telegraph Company,' approved March twenty-four eighteen hundred and forty-nine, and to confirm certain agreements executed by said company," shall be construed to apply in any manner to any lease or contract, or agreement, in evidence in any suit at law or equity now pending, in which the Atlantic and Ohio Telegraph Company and the Philadelphia and Reading Railroad Company are parties, nor to affect any such suit in any manner whatever; nor shall the said act be so construed as to authorize any telegraph company to maintain or erect any telegraph line or lines, upon or along any railroad which may now or hereafter be owned, leased, worked or controlled by the Philadelphia and Reading Railroad Company, without the written consent of said railroad company.

Consent of
mayor and
councils to be
had before using
streets, &c., in
Philadelphia.

SECTION 2. That before any of the streets, lanes, alleys or roads of the city of Philadelphia shall be used under the provisions of the act aforesaid, to which this is a supplement, the consent of the mayor and city councils of said city shall be first had and obtained.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 532.

An Act

Supplementing the charter of the Armenia Insurance Company of
Pittsburg, Pennsylvania.

WHEREAS, The Armenia Insurance Company of Pittsburg, Pennsylvania, was incorporated and made a body politic in law and in fact by the court of common pleas of Allegheny county, at number eight hundred and sixty-two (862) of March term, one thousand eight hundred and seventy-two, under the acts of assembly giving the courts of this commonwealth power to incorporate insurance companies, et cetera, and of which said charter the following is a true and correct copy, namely:

CHARTER OF THE ARMENIA INSURANCE COMPANY OF PITTSBURG,
PENNSYLVANIA.

SECTION 1. That S. S. D. Thompson, James T. Brady, Joseph Walton, Jacob H. Walter, James M'Brier, Joseph Myers, Alexander Nimick, B. F. Jones, M. K. Moorhead, William P. Logan, Alexander Patterson, John H. M'Creery, J. D. Scully, G. W. Smith, William Coleman, B. A. Sampson, or any five of them, and their associates, and all persons who may hereafter be holders of the stock hereinafter mentioned, are hereby created a body corporate, under the name, style and title of the Armenia Insurance Company of Pittsburg, Pennsylvania, and by the same name shall have perpetual succession, and be able to sue and be sued, plead and be impleaded in all courts of record and elsewhere, and to purchase, receive, have, hold and enjoy to them and their successors, lands and tenements, rents, annuities, franchises and hereditaments, goods and chattels and choses in action, of whatsoever kind, and the same to sell and dispose of from time to time, and also to make and have a common seal, and the same to alter and renew at pleasure; and also to make, ordain, establish and put in execution such by-laws, ordinances, rules and regulations as shall appear necessary and convenient for the government of the corporation, and for the management of its property and the regulation of its officers and affairs, not being contrary to this charter or the laws of the United States, or of this commonwealth, and generally to do and transact all such matters and things as shall to them lawfully appertain to do and transact for the well-being of said corporation.

SECTION 2. That the above named persons are hereby constituted commissioners, who, or any five of them, shall or may at any time, within one year from the granting of this charter, call a meeting of the commissioners, by giving one week's notice of the same, personally or in one or more newspapers printed in Pittsburg; at which meeting the commissioners shall organize and receive subscriptions to the capital stock of said company; each person subscribing shall pay the

Preamble.

Corporators.

Title.

Powers and privileges.

Subscriptions to stock.

Organization. amount subscribed in cash, to the chairman on organization, at the time of so subscribing or upon call for payment by the board of commissioners; and when the amount of two hundred and fifty thousand dollars shall have been subscribed and paid in in cash, then it shall be lawful for the said subscribers or stockholders to hold an election for directors, all of whom shall be stockholders; said directors shall elect a president and secretary, which shall constitute an organization.

Directors. SECTION 3. The affairs of said company shall be managed by a board of directors consisting of twenty-one stockholders to be elected annually, and such officers and agents as they shall appoint; the president and secretary shall be elected, annually, by the directors from their own number, and all vacancies happening in any of said offices shall be filled by the board for the remainder of the year for which they are elected; the board shall have power to declare what number of directors less than the whole shall constitute a quorum for the transaction of business.

Capital stock. SECTION 4. The capital stock of said company shall consist of five hundred thousand dollars, to be divided into shares of fifty dollars each: *Provided*, That said company shall have the privilege of commencing business when the sum of two hundred and fifty thousand dollars shall have been subscribed and paid in in cash; an amount sufficient to defray such incidental charges and expenses as may be incurred by said commissioners shall be deducted from the first subscriptions paid in; and if any subscriber, his or her assignee or transferee shall refuse or neglect to pay any subscription called for by the directors of said company for the space of sixty days after the same shall be payable, said stock shall become forfeited to the company, and may be sold by the directors to any person for such price as can be obtained for the same, or the directors may proceed to collect from such delinquent stockholder the amount of such subscription, with legal interest thereon, in the same manner as debts of the like amount are now recoverable by law.

Commencement of business.

Failure to pay subscriptions.

SECTION 5. That it shall be lawful for said company, whenever a majority of the stockholders at any meeting regularly convened shall deem it expedient, and express their assent thereto, to increase the capital stock of the said company to such an amount as they may deem expedient, not to exceed, however, the sum of two million dollars, to be divided into shares as hereinbefore provided: *Provided*, That such increase beyond reservations and claims for existing business shall also be set apart as the capital of the company.

Increase of capital stock.

SECTION 6. The said Armenia Insurance Company shall have full power and authority to insure houses, buildings and all other kinds of property against loss or damage by fire or otherwise, in and out of the state, to make all kinds of insurance on goods, merchandise and other property in the course of transportation, whether on land or water, or on any vessel or boat, wherever the same may be, and to execute such contracts, agreements, policies and other instruments as shall or may be necessary to effect the same, to lend money on bottomry,

Power to insure.

respondentia, and to cause itself to be insured against any loss it may have incurred in the course of its business, and against maritime or other risk upon the interest it may have in any vessel, goods, merchandise or other property, by means of any loan or loans which it may have made on mortgage, bottomry or *respondentia*, and generally to do and perform all other matters and things proper to promote these objects.

SECTION 7. That the shares of stock of the said corporation shall be assignable and transferable only on the books of the corporation, in person or by attorney, on surrender of the certificate.

Shares transferable.

SECTION 8. That all policies of insurance, contracts, bargains and other agreements authorized by this act shall be in writing or print, and shall be signed by the president or, in his absence or inability to serve, by such other officer in the event designated by the by-laws, and shall be duly attested by the secretary, or other proper officer of said company who may be in a like manner designated, and being so signed and executed, shall be binding and obligatory upon said corporation, according to the true intent and meaning thereof.

Policies, contracts, &c.

SECTION 9. That it shall be lawful for the said corporation to invest its capital, premiums and profits on real or personal security, in bonds, notes, mortgages, ground rents, judgments, stocks and loans of the United States and state of Pennsylvania, and stocks or loans of any borough, city or institution incorporated by the laws of this commonwealth, and in other good securities, and to sell, transfer and change the same, and re-invest the funds of said corporation, when the directors shall deem it expedient; it shall also be lawful for said company to receive, purchase and hold any real or personal property, stocks or other securities, in payment of debts due them, or to secure the same in any manner that the interests of said corporation may require, or to purchase and hold such real estate as may be necessary to accommodate the said corporation in the transaction of the business thereof, and to sell, assign and convey the same, in fee simple or otherwise, and generally to adopt what course they think best calculated to advance the interest of the company: *Provided*, Said corporation shall not exercise banking privileges.

Investment of capital, &c.

May purchase property in payment of debts, &c.

SECTION 10. That the stated meetings of the board of directors shall be held once every month, and occasional meetings at such other times as the president shall think proper.

Meetings of directors.

SECTION 11. The directors shall declare dividends, at such time as the by-laws of the corporation shall direct, of so much of the profits of the company as to them shall appear advisable, and the dividends so declared shall be paid to the respective stockholders agreeably to such rules and regulations as the directors shall make for that purpose; but no dividend shall be declared when the capital stock shall be reduced by losses or expenses, until a sum equal to said diminution shall have been added to the capital.

Dividends.

SECTION 12. That within thirty days after the close of each fiscal year, the officers of said corporation shall cause to be made and printed a general balance sheet, showing the condition of the company, and the directors shall cause the same to

Balance sheet

be published for two weeks in at least one newspaper published in Pittsburg.

Election of
directors.

SECTION 13. The directors of said company shall be elected, annually, on the second Monday of January, between the hours of ten o'clock A. M. and two o'clock P. M., at the office of the company, and at all elections the votes of the stockholders shall be by ballot, either in person or by proxy, each share of stock having one vote; the directors elected at the organization of the company shall hold their offices until the first annual election, or until new directors shall be chosen as herein provided.

Offices

SECTION 14. The principal office of said company shall be located in the city of Pittsburg, county of Allegheny and state of Pennsylvania, and shall and may establish such other subordinate offices or agencies, within this commonwealth and elsewhere, as the directors of said company may deem necessary and proper to carry on the business of said company.

And whereas, The said corporation has been organized under said charter, and are now desirous of having the same validated and confirmed by the legislature, and are desirous of possessing certain additional rights, powers and franchises which the court of common pleas had not the power under the laws to grant; therefore,

Charter validated.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Armenia Insurance Company of Pittsburg, Pennsylvania, as granted by the court of common pleas of Allegheny county at number eight hundred and sixty-two, of March term, Anno Domini one thousand eight hundred and seventy-two, recorded in the recorder's office of said county in charter book, volume four, page —, is hereby validated and confirmed, except as hereinafter repealed; and the said the Armenia Insurance Company of Pittsburg, Pennsylvania, is hereby declared to be a body politic in law, and to be possessed of all and singular the rights, incidents and franchises of a corporation.

Declared a body
politic.

Par value of
capital stock.

SECTION 2. That the par value of the capital stock shall be one hundred dollars a share instead of fifty dollars per share, as provided in the fourth section of their charter, as granted by the court, and should the capital stock be increased under the fifth section of the court charter the shares shall be of like amount as provided in this section.

Penalty for em-
bezzling funds,
&c.

SECTION 3. That if any officer, agent or other person connected with or doing business for or with said company shall fraudulently embezzle or appropriate to his or their own use, or the use of any other person or persons, any money or other property belonging to said company, or left with it or them as a special deposit or otherwise, he or they, upon conviction thereof in the court of quarter sessions, shall be fined in a sum not less than five hundred dollars, and be sentenced to and undergo an imprisonment in the penitentiary or county prison for any time not exceeding two years at the discretion of the court: *Provided,* That this conviction shall not pre-

vent any person aggrieved from pursuing his or her civil remedy against such person or persons.

SECTION 4. The legislature reserves the right to repeal this Reservation. act at any time after the expiration of twenty years.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 533.

An Act

To exempt the real estate of the Presbyterian Hospital, in Philadelphia, from taxation.

WHEREAS, The Presbyterian Hospital, in Philadelphia, is a charitable institution, dependent for its support on the gifts of the benevolent, and by its charter it is provided that none shall be excluded from its benefits by reason of creed, country or color; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the real estate of the Presbyterian Hospital, in Philadelphia, be and the same hereby is exempted from all taxes that have heretofore been levied and assessed and are now due, or that may hereafter be levied or assessed, except state taxes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 534.

An Act

To authorize the stockholders of the Lehigh Coal and Navigation Company to fix the time for holding their annual meetings and other purposes.

Stockholders
may change
time of annual
meetings.

May purchase
lands.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the stockholders of the Lehigh Coal and Navigation Company shall have authority, at their next or any subsequent annual meeting, to change the time of holding their annual meetings and election of officers.

SECTION 2. That the said company shall have authority to purchase and hold such timber and other lands as they may deem expedient for the interests of the company, not exceeding five thousand acres.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 535.

A Further Supplement

To an act to incorporate the Lewisburg Centre and Spruce Creek Railroad Company, approved April twelfth, Anno Domini one thousand eight hundred and fifty-three, authorizing the issuing of bonds and securing the same by mortgage, and repealing the first and second sections of the supplement, approved April fifteenth, Anno Domini one thousand eight hundred and seventy-one, to the act incorporating said railroad company.

May issue and
dispose of bonds

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Lewisburg Centre and Spruce Creek Railroad Company to create, issue and dispose of from

time to time, on such terms and conditions as to the board of directors may seem proper, bonds for an amount not exceeding three and a half millions of dollars, for the purpose of completing and equipping said railroad, payable at such period or periods of time as they may appoint, with coupons attached, or otherwise, bearing interest at a rate not exceeding seven per centum per annum, payable semi-annually, with or without provisions for the payment, by the company, of any or all taxes on the principal or interest thereof, and to secure the said bonds by one or more mortgages of the whole or any portion of the said railroad, estate, real and personal, corporate rights and franchises acquired, and that may hereafter be acquired by said company: *Provided*, That no bond shall issue for a less denomination than one hundred dollars: *Provided*, That this act shall only be operative in case the said corporation construct their railroad of ordinary gauge.

May secure •
bonds by mort-
gaging road, &c.

Proviso.

Proviso.

SECTION 2. That any mortgage or mortgages, executed and delivered under authority of this act, being recorded in the office for the recording of mortgages in the counties of Union and Centre, shall thereupon be a lien on all the property mortgaged, wherever situated, as fully and effectually as if it had been recorded in each of the several counties in which the mortgaged premises, or any part thereof, are or may be situated.

Mortgages,
when recorded
in Union and
Centre counties,
to be liens on
property mort-
gaged.

SECTION 3. That the first and second sections of the supplement approved April fifteenth, Anno Domini one thousand eight hundred and seventy-one, to the act incorporating said railroad company, be and the same are hereby repealed.

Portions of act
of April 15, 1871,
repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 536.

An Act

To repeal an act, entitled "An Act to incorporate the Dyberry Improvement Company," approved May sixth, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

LAWS OF PENNSYLVANIA.

That an act, entitled "An Act to incorporate the Dyberry Improvement Company," approved May sixth, one thousand eight hundred and seventy-one, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 537.

A Supplement

To an act to incorporate the Young Men's Christian Association of the city of Scranton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of managers of the Young Men's Christian Association of the city of Scranton may be increased, at any time, by a vote of the association, to a number not exceeding forty, who may be classified by lot, or by appointment of the board, into classes holding office for such term of years, for each class, as said association by its by-laws shall direct.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 538.

An Act

To incorporate the North Atlantic Express Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Henry Carpenter, Wm. G. Case, Robert Crane, Dwight Webb, Samuel D. Jones, John H. Rice, J. H. Criswell, Isaac F. Bomberger, Jackson M'Abbe, John J. Sanderson, Jacob L. Gossler, William B. Farwell, Lewis W. Viollier, their associates and assigns, are hereby enacted a body politic and corporate, in name and in fact, under the style and designation of the North Atlantic Express Company, and by that name shall have perpetual succession, for the purpose of carrying on and prosecuting a general express business between the United States of America and Great Britain, and the different countries of Europe, Asia, Africa and South America, and the West India islands, with power to purchase, hold, mortgage, lease and convey such real estate, or other personal property, as the purposes of such corporation may from time to time require, to sue and be sued, plead and be impleaded, to defend and be defended, in all courts of law and equity within the United States, to make and use a common seal, and to alter the same at pleasure, to issue bonds bearing interest not exceeding seven per centum per annum, as in the judgment of the board of directors the interest of the company may require, and to mortgage or convey in trust, all or any part of its property, real or personal, to secure the payment of the principal or interest of said bonds, and any such mortgages or conveyance, in trust, shall be as valid to all intents and purposes as if executed by an individual; and to do all acts and things whatsoever necessary to carry into effect the provisions of this act.

Corporators

Style.

Purpose.

Powers and privileges.

SECTION 2. That the capital stock of said company shall be two hundred thousand dollars, divided into two thousand shares of one hundred dollars each; the said capital stock may be issued as common and preferred, or either, as the board of directors may think best, and may be increased to an amount not exceeding ten hundred thousand dollars, upon a vote of at least two-thirds of all the shares of stock, at a meeting of the stockholders called for that purpose, in the manner to be provided in the by-laws of the company.

Capital stock.

SECTION 3. That the stock, property and business of such company shall be managed by a board of nine directors, who shall respectively be owners of at least ten shares of stock in said company, a majority of whom shall be citizens of the United States, and who shall, except for the first year, be elected by the stockholders at such time and place as may be prescribed in the by-laws of the company, and public notice of the time and place of holding such election shall be given not less than thirty days previous thereto, in a daily newspaper published in the city of Philadelphia: *Provided however*, That the first board of directors shall be chosen by the corporators named in the first section of this act; three of the board of directors so elected shall hold office for the term of three years, three for the term of two years, and three for the term of one year, from the first day of January, eighteen hundred and seventy-two, and the board so elected shall determine by lot which of their number shall hold office for the several terms so named, and thereafter there shall be elected, annually, by the stockholders, in the way and manner herein-

Directors.

Election.

First board.

Terms of office.

Officers and agents.	before prescribed, three directors, whose term of office shall be three years, to fill the places of those whose terms thus annually expire, and such others as may be necessary to fill any vacancies that may have occurred during the year; and the said board of directors may appoint a president and such other officers, and employ such agents as they may deem proper; all vacancies occurring in the board of directors, by death, resignation, ceasing to be stockholders or otherwise, shall be filled, until the next annual election, by the board of directors, at a meeting called for the purpose, within thirty days after such vacancy occurs; the principal place of business of such company shall be named in the by-laws, at which all stated meetings of stockholders and directors shall be held; and at all meetings of the stockholders each share of stock present in person, or by proxy, shall be entitled to one vote, and a majority of the stock thus represented shall elect.
Vacancies.	
Place of business.	
Votes.	SECTION 4. That it shall be lawful for the board of directors to demand and call in from the stockholders respectively, all such sums of money by them subscribed, at such times and at such payments on instalments as the directors shall deem proper; and in case such assessments are not paid within thirty days after demand, or notice requiring payment thereof, and addressed to such defaulter or defaulters, has been made or published for three successive weeks in a daily newspaper in the place where the principal office of such company shall be located, the board of directors shall proceed to sell to the highest bidder for cash, at public auction, all shares of stock upon which assessments have been thus levied, and which remain so unpaid; and the amount or amounts received from the sale of any such share of stock so disposed of, over and above the costs of sale and the assessments due and unpaid upon the same, shall be paid over, on application, to the original stockholder or his legal representatives, for whose delinquent assessments such share or shares of stock were so offered for sale.
Assessments on shares.	SECTION 5. That the board of directors may make such by-laws as may be deemed proper, not inconsistent with the laws of the United States and of this state, for the conduct of all business whatsoever of the company within the objects and purposes of such corporation, and may alter the same as may be found necessary from time to time: <i>Provided however</i> , That such by-laws shall be adopted by a majority of the shares of stock represented at any regular or special meeting of the stockholders.
Upon failure to pay same, shares to be sold.	SECTION 6. That packages containing merchandise and other personal property, and trunks or other packages containing personal effects, may be received by the American or foreign agents of said company, and brought into the United States in steamships carrying the United States mails, or other steamships or vessels destined for the United States, and landed under the supervision and direction of the officers of the customs, and in accordance with the provisions of the laws of the United States; and the said company is hereby authorized to have and maintain an office or offices for the transaction of its business, in the different towns and cities of the United
By-laws.	
Reception, transportation and landing of packages.	
Offices.	

States, and in the different towns and cities of foreign countries hereinbefore specified, and to construct a suitable building or buildings at the several ports of entry of the United States, for the storage of imported merchandise, on which customs duties shall not have been paid; the location, construction and arrangement of such buildings, and the custody, control and delivery of such goods, to be subject, in all respects, to the direction and approval of the secretary of the treasury. Buildings.

SECTION 7. That in no event whatever shall the company hereby created, transfer or assign the rights and privileges hereby granted to subject or subjects of any foreign government, or to any foreign corporation, nor shall it be lawful for any officer thereof to recognize as valid any assignment or transfer of the franchises hereby granted to subjects of any foreign government or corporation, it being the intent and meaning of this act to secure an American oceanic express company for speedy transportation of fast freight and express goods or merchandise; and the legislature may at any time hereafter, having due regard to the accrued rights of the company, alter, amend or repeal this act, but in such way as to do no injustice to the corporators. Not to assign privileges to foreign corporations or subjects

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 539.

I Further Supplement

To an act, entitled "An Act to erect the village of Honesdale, in the county of Wayne, into a borough."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of said borough be and they are hereby authorized and empowered to levy and collect so much tax for borough purposes, annually, for a period of ten years, as shall, with the sum authorized to be levied and collected by said act to which this is a supplement, amount, not to exceed four thousand dollars (\$4,000) per annum, the same to be assessed and collected in the same manner as is now provided by law for the assessment and collection of taxes in said borough. Taxation for borough purposes, relative to.

Council authorized to borrow money and issue bonds therefor.

SECTION 2. That the said town council be and they are hereby authorized and empowered to borrow, on the credit of said borough, for the purpose of purchasing necessary fire apparatus, and for other needed improvements for the use and benefit of said borough, the sum of five thousand dollars, (\$5,000,) payable annually in instalments of one thousand dollars (\$1,000) each, with all interest then accrued, on the first day of October, in each and every of the years Anno Domini one thousand eight hundred and seventy-four, one thousand eight hundred and seventy-five, one thousand eight hundred and seventy-six, one thousand eight hundred and seventy-seven, and one thousand eight hundred and seventy-eight, and at a rate of interest not exceeding seven per centum per annum, and to issue bonds for securing the payment of the same: *Provided*, That the said bonds shall not be disposed of at less than par value: *And provided further*, That such loan shall be exempt from all taxation, except for state purposes.

Loan exempt from local taxation.

Repeal.

SECTION 3. That all laws or parts of laws inconsistent herewith are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 540.

An Act

Supplemental to an act to erect Millerstown, in the county of Perry, into a borough and election and school district, approved the twelfth day of February, one thousand eight hundred and forty-nine.

Authorities may increase borough tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the proper authorities of the borough of Millerstown, Perry county, are hereby authorized and empowered to increase the rate of taxation for borough purposes to twelve mills on the dollar of the valuation thereof.

Voters may elect street commissioners.

SECTION 2. The legal voters of said borough are hereby authorized and empowered, at the time appointed by law for the holding of elections for officers in said borough, to elect a street commissioner for the same, in the manner and form that other officers for said borough are elected, the duties of

the same to commence at the time the duties of town council commence, and to continue for the period of one year, under the direction of the council.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 541.

A Further Supplement

To an act, entitled "An Act to incorporate the Odd Fellows' Hall Association of Mifflintown, Juniata county," approved the sixth day of April, Anno Domini one thousand eight hundred and fifty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of said Odd Fellows' Hall Association be and they are hereby authorized and empowered to borrow any sum or sums of money, not exceeding the sum of three thousand dollars, for the purposes of said association, and to secure the same to the lender by bond and mortgage upon the property of the association. Trustees authorized to borrow money

SECTION 2. That the property of said association be and is hereby exempted from all taxation, except for state purposes. Property exempted from local taxation.

SECTION 3. That dividends of the interest and profits of said Odd Fellows' Hall Association shall be hereafter declared annually, on the third Friday of January of each and every year, and not semi-annually, as heretofore. Dividends.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 542.

An Act

To authorize the supervisors of Jackson township, Potter county, to levy an additional road tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Jackson township, in the county of Potter, are hereby authorized to levy an additional road tax in said township, not exceeding one per centum upon all property taxable for county purposes, the same to be collectible as road taxes are now by law collected, which additional tax shall be expended exclusively in repairing the highways in said township.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 543.

An Act

To divorce John Nuttall and Ann, his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract heretofore made between John Nuttall and Ann, his wife, be and the same is hereby annulled and made void, and the parties released therefrom as fully and absolutely as if they had never been married, the courts of justice having no jurisdiction in the premises.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 544.

An Act

To incorporate the South Side Savings Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That David Chess, John Brown, John Hughes, Charles Schwarm, George Trautman, James Kerr, George L. Fisher, Washington Beck, Jacob Dressel, Martin Briggs, George Shafer, Alexander M'Lean Gibson, A. Mundorf, and all other persons now doing a banking business, in the borough of East Birmingham, Allegheny county, under the name of the South Side Savings Bank, together with such other persons as shall become stockholders in the said bank, shall be and are hereby created a corporation and body politic, by the name, style and title of the South Side Savings Bank, and shall so continue for the period of twenty years, and by that name shall and may sue and be sued, plead and be impleaded, defend and be defended, and by that name are hereby made capable to transact a banking and discounting business, and to have, purchase, receive, possess, enjoy and retain, to them and their successors, such real estate as may be necessary for the transaction of their business, together with such as may be held by said bank as security for debts or in satisfaction thereof, or as may be purchased by said bank at judicial sale to secure debts due to it, and the same be disposed of at pleasure; also to make, use and have a common seal, and the same to alter or renew at pleasure.

Corporators.

Title.

Limitation.

Powers and privileges.

SECTION 2. The said bank shall be located in the borough of East Birmingham, in the county of Allegheny, and the capital stock thereof shall consist of two thousand shares, of the value of one hundred dollars each, with the privilege of increasing the same, from time to time, by a vote of the majority of the stockholders, at an election held for that purpose, to five thousand shares of like value per share, and when the capital stock is so increased the stockholders shall have the right to take the shares authorized by such increase, in proportion to the number of shares then held by each, at such price as the board of directors may fix: *Provided*, That if such shares of new stock are not taken by the stockholders within ten days after notice of such increase, then the board of directors may dispose of the same in such manner as they may deem best, but not for a less price than that for which the same was offered to the stockholders; and said bank shall not commence active business till at least one thousand shares of its stock are subscribed for, and fifty per cent. thereof paid in.

Location.

Capital stock.

Increase.

Commencement of business.

Deposits.

SECTION 3. It shall be lawful for said bank to receive deposits of money from individuals or corporations, and to allow interest thereon as may be agreed upon between said

Loans. bank and said depositors, to loan out the same, together with any other moneys it may have, by discounting at legal rate of interest or purchasing negotiable notes, drafts and bills of exchange, or otherwise, and to issue certificates or other assurances for said deposits.

Certificates. **SECTION 4.** The affairs of said bank shall be conducted and managed by a board of thirteen directors, to be chosen as hereinafter provided; the said board, or a majority thereof, shall elect a cashier and such other officers as they may deem necessary, and fix the compensation for the same; and all

Management. officers shall give bonds, with good sureties, in such sums as may be required by said board for the faithful performance of their several duties; and the said board of directors shall

Cashier and other officers. make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the laws of this commonwealth or of the United States, and shall have power to require payments of any amount remaining unpaid upon the stock of the said bank, at such times and in such proportions as they may think proper, and under penalty in case of non-payment as required, after thirty days' notice, of forfeiture to the bank of ten per cent. of the amount paid in on such stock and the expenses of selling the same.

Officers to give security. **SECTION 5.** The board of directors shall have power to declare and pay dividends out of the earnings of the bank to the stockholders at such times and in such amounts as to them may seem proper, but if the directors shall declare and pay any dividend from any source whatever, other than the net profits and gains of the business of the said bank, they shall become and be personally liable, jointly and severally, to the depositors with and the creditors of said bank, or any deficiencies existing to them, after their remedies against the said bank shall have been exhausted.

By-laws. **SECTION 6.** The stockholders of the said bank, on some day to be designated by a majority of the corporators hereinbefore named, and on the second Tuesday of January in each year thereafter, after at least two weeks' notice, to be given in such manner as the by-laws may prescribe, shall convene at the office of the bank, and by ballot elect thirteen stockholders for directors, who shall continue in office until the next annual election, and each stockholder shall be entitled to one vote for each share of stock held by him, and may vote in person or by proxy, but such proxy must be thereto authorized by a written instrument, dated within six months of and at least five days prior to such election; the board of

Payment of amounts remaining unpaid on stock. directors so chosen shall, at their first meeting, organize and elect one of their number for president, and if they deem proper, one other for vice president, who shall hold their offices for one year and until their successors shall be duly qualified; and all vacancies occasioned by death, resignation or otherwise, shall be supplied in such manner as the by-laws may direct, and no person shall continue to be a member of the said board who shall have ceased to be a stockholder of the said bank; at any meeting of the said board of directors any seven of the members thereof shall constitute a quorum for the transaction of the business of the said bank, and for

Dividends.

Election of directors.

Organization of board.

Vacancies.

Quorum.

the performance of the duties imposed upon the board by this act, and may also appoint such committees for the more convenient transaction of business as they may deem proper.

SECTION 7. The stockholders of the said bank shall be individually liable to double the amount of the capital stock held by them severally. Individual Liability.

SECTION 8. The legislature hereby reserves the right to alter, revoke or annul this charter whenever in their opinion it may be injurious to the citizens of this commonwealth, in such manner however that no injustice shall be done to the stockholders. Reservation.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 545.

An Act

To authorize the city of Lancaster, to increase the corporate debt, for the purpose of funding the floating debt of the said city and for further improvements of their water works.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the city of Lancaster be and is hereby authorized and empowered to increase the corporate debt of the said city, in any sum or sums of money, not exceeding fifty thousand dollars, for the purpose of funding the floating debt of the said city, and temporary loan now due or falling due on or before the first day of April, Anno Domini one thousand eight hundred and seventy-two, and for further improving the water works thereof, and to issue therefor bonds or certificates of indebtedness, in such amounts and payable at such times and at such rate of interest as the councils of said city may deem proper: *Provided*, That the said bonds and certificates of indebtedness shall be exempt from all taxation, except for state purposes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 546.

A Further Supplement

To an act to incorporate the Citizens' Passenger Railway Company of the city of Pittsburg.

May extend
tracks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Citizens' Passenger Railway Company of the city of Pittsburg shall be and is hereby authorized to extend its tracks from the present terminus, on Penn avenue, along Penn avenue to Water street, subject to all the conditions and limitations contained in the act to which this is a supplement and the various supplements thereto.

Duty of persons
driving vehicles
along track.

SECTION 2. That hereafter it shall be the duty of any persons driving any vehicle along the track of said company, when notified by the driver or conductor of any car belonging to said company, by signal or otherwise, that he desires to pass such vehicle, to remove from said track to the right hand thereof, so as to permit said car to pass to the left of said vehicle; and any person who shall wilfully and unnecessarily delay and hinder the passage of any truck or car, shall, for such offence, forfeit and pay the sum of five dollars, to be recovered by penal action or summary conviction before the mayor or any alderman of said city, subject to the provisions of the twelfth section of the act to which this is a supplement and the supplements thereto; and all fines recovered under the provisions of the act to which this is a supplement, or of any of the supplements thereto, shall be paid into the treasury of the city of Pittsburg for the use of said city.

Penalty for de-
laying cars.

Fines to be paid
into city trea-
sury.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 547.

An Act

Authorizing the burgess and town council of the borough of Manheim, to borrow money, and to regulate the levying of taxes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of the borough of Manheim, in the county of Lancaster, be and they are hereby authorized and empowered to borrow, at not less than par, on the credit of said borough, any sum or sums of money not exceeding twenty-five thousand dollars, and to issue coupon bonds or certificates of indebtedness, under the corporate seal of said borough of Manheim, attested by the burgess and secretary of council for the time being, in sums of not less than one hundred dollars each, payable at the expiration of twenty years from the date of issue, and not before without the consent of the holders thereof; the said bonds or certificates of indebtedness to bear interest not exceeding six per centum per annum, which interest shall be payable semi-annually to the holder or holders of such bond or bonds, certificate or certificates, and which coupons or certificates of interest shall be at all times, when due, receivable in payment for borough taxes; and the said town council shall have authority from time to time, and as often as the same may be necessary, to raise by taxation in the manner pointed out by existing laws for that purpose, such sum or sums of money as may be necessary to pay off the principal and interest of said bond or bonds, certificate or certificates: *Provided, That* the rate of taxation for said purpose and all other borough purposes, shall not exceed in the whole ten mills: *Provided, That* such moneys, when borrowed, shall be applied to the making, grading and repairing of streets, alleys and lanes, within the limits of said borough: *Provided, That* such loan shall be subject only to the payment of state taxes.

Burgess and council may borrow money and issue bonds or certificates.

Coupons or certificates receivable in payment of taxes.

Council may levy tax to pay loan.

Proviso.

Proviso.

Proviso

SECTION 2. That upon every resident male taxable of the age of twenty-one years, whose name is found entered upon the last adjusted valuation furnished according to law by the commissioners of Lancaster county, a uniform tax shall be levied and assessed not exceeding two dollars, at the discretion of said town council: *Provided, That* in no instance the tax so levied shall exceed one-half of the whole amount required.

Tax upon resident males of age of twenty-one years.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 548.

An Act

Vacating portion of East alley in the plan of out-lots of the borough of Beaver, Beaver county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all that portion of a certain alley marked and designated on the plan of the out-lots of the borough of Beaver, in the county of Beaver, by the commissioners appointed to lay out and sell the same, as East alley, lying between Mill lane and the Tuscarawas road, in the township of Brighton, in said county, be and the same is hereby vacated.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 549.

An Act

To incorporate the Ingham Springs Boarding House Company.

Corporators.

Title.

Powers and privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry Tagg, John Bowers and Godfrey Keibler, of Philadelphia, Andrew J. Beaumont, James B. Thompson, William Morris and Hiram Scarborough, of Bucks county, and their associates or assigns, who may become stockholders in the company hereby incorporated, be and the same are hereby constituted a body politic and corporate, by the name, style and title of the Ingham Springs Boarding House Company of the township of Solesbury, county of Bucks, commonwealth of Pennsylvania, to have perpetual succession, to be capable of suing and being sued by their corporate name, to have a common seal, and the same to alter and renew at pleasure, and to have, hold, receive, enjoy and take, either by

absolute conveyance in fee simple, or upon ground rent, and in case of a purchase upon ground rent, with power to execute the necessary covenant for the securing the payment thereof, such real estate as may be necessary for the construction or said boarding house and other buildings, which may be convenient to properly conduct and carry on the business of said company.

SECTION 2. That the capital stock of the said corporation shall be fifty thousand dollars, with the privilege of increasing the same from time to time, so that the capital stock shall not be more than two hundred thousand dollars, to be divided into shares of not less than ten dollars each, and said capital stock shall be held as personal property and be insured and transferred under such regulations as the board of managers may determine. Capital stock.

SECTION 3. That the government and control of the said company, and the management of its property, shall be vested in, and the corporate powers of the said company shall be exercised by a board of seven managers, who shall be elected by ballot from among the stockholders, and continue in office until their successors are elected; they shall elect a president from among themselves, and shall also elect a secretary and treasurer, and supply all vacancies in their number however occasioned, and shall have general and entire control of the affairs and interests of the company, and, until other officers be duly elected, the persons named in the first section of this act shall be held to be managers of the said corporation, and shall have full power and authority as such. Managers.

SECTION 4. That a general meeting of stockholders shall be held, annually, on the first Tuesday of May, for the election of seven managers and the transaction of other business, but if such meeting or election shall not then take place, the corporation shall not for that cause be dissolved, but such meeting or election shall take place as soon thereafter as may be, one week's public notice of such meeting being first given in two of the newspapers of said county; and special meetings of the stockholders may be called and held as may be provided by the by-laws, or by resolution of the board of managers; and in the enactment of by-laws for the government of the corporation and its officers, and the decision of all questions at all the meetings of the corporation, the stockholders present, either in person or by proxy, shall severally be entitled to one vote for each share of stock held by them. General meeting of stockholders.

SECTION 5. That the said company shall have power to borrow money to an amount not exceeding one-half of its capital stock, and to issue bonds therefor for such amount, and payable at such time or times and at such rate of interest, not exceeding eight per centum per annum, and to sell the same at such rate of discount as the board of managers may determine; and it shall be lawful for the board of managers of said company to secure the payment of said bonds by a mortgage or mortgages executed in due form in the corporate name of the said company, and under its corporate seal, to trustees to be named therein, on the lands, houses and buildings erected, or to be erected thereon, franchises and Special meetings.

Votes.

May borrow money and issue and sell bonds.

May secure bonds by mortgage.

all property, real or personal, of the said company, and the revenues, rents, issues and profits thereof as they may deem best.

Letters patent.

SECTION 6. That the governor, on the organization of the said company, shall issue letters patent to the aforesaid corporators or their successors.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 550.

A Supplement

To an act, entitled "An Act to incorporate the Allegheny Car and Transportation Company," approved May twelve, Anno Domini one thousand eight hundred and seventy-one.

Powers of directors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors duly chosen under said act by the stockholders of said corporation, and the same from time to elected, shall and may exercise all and singular the powers and privileges in the said act mentioned, or by said company in any way possessed; they may in the by-laws provide for the filling of vacancies in the board of directors and the officers of said company, also for the forfeiture of stock upon the non-payment of calls or instalments due on the same, and may impose such terms upon the transfer thereof, as they may see proper; may also regulate and determine how and when the stock subscribed shall be paid for; may also determine what officers may or may not be directors.

May make and sell articles of manufacture.

SECTION 2. The said corporation shall have power to make and sell such articles of manufacture as they may deem proper to manufacture in any of the shops, works and foundry belonging to said company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 551.

An Act

To incorporate the Dunbar Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Edmund C. Pechin, Lowrie Childs, Charles Parrish, Fisher Hazard, H. F. Kenney, John J. Brock and Samuel Dickson, their associates, successors and assigns, be and they are hereby constituted a body politic and corporate, with perpetual succession, by the name, style and title of the Dunbar Iron Company, with all the rights, powers and privileges and franchises incident to a corporation, with power to purchase, lease, hold, mortgage and sell real estate and mineral rights within this commonwealth, not exceeding, at any one time, twenty thousand (20,000) acres.

Corporators.

Title.
Powers and privileges.

SECTION 2. That the business of said company shall be managed by a president and board of directors, who shall be elected by the stockholders, from among their number, at such times and in such manner as the by-laws may prescribe, and shall continue in office until their successors shall be duly chosen; all elections by the stockholders shall be by ballot, and every share of stock shall entitle the holder thereof to one vote in person or by proxy.

President and directors.

Elections.

SECTION 3. That the capital stock of said company shall consist of twenty thousand shares of twenty-five (\$25) dollars each, with power to increase the same, by vote of the stockholders, to any amount not exceeding forty thousand shares; and shares of the capital stock may be transferred on the books of the company, subject to such regulations as the by-laws may prescribe.

Capital stock.

SECTION 4. That the said company shall have power, upon such terms as may be mutually agreed upon, to purchase the assets and assume the liabilities of the present Dunbar Iron Company, of Fayette county, in this commonwealth, and to allow the shares of stocks in that company to be exchanged for a corresponding number of shares in the new, without liability on the part of the holders thereof to further calls or assessments; and the said existing company is hereby authorized and empowered, upon the acceptance by the stockholders, at a meeting duly called for the purpose, of the present charter, to merge into and become the body corporate herein created, it being the object and intent of this act to continue the said company as before, except so far as modified by the provisions and limitation herein contained.

Purchase of assets of present company, &c.

SECTION 5. That the said company shall have the right to prove and open mines, to mine and prepare for the market, iron ore and other minerals, or to use and consume the same, and to manufacture iron and to transport all said articles, or any of

May mine, manufacture, &c.

them, to market, and to dispose of the same, and to do all such other acts and things as may be necessary in the prosecution of said business, and also to make all such improvements and erections as a successful prosecution of said business may require.

May construct
railroad.

SECTION 6. That said company may construct a tramway or railroad, not exceeding ten miles in length, with requisite branches and sidings, from any part of their lands, to connect with any railroad now or hereafter to be built; and in the construction of said tramway or railroad the said company shall enjoy all the rights, powers and privileges of an act regulating railroad companies, approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine, (1849,) and the several supplements thereto, except so far as they are altered, amended and supplied by this act.

May issue and
dispose of bonds

SECTION 7. That said company may make and issue bonds, with or without coupons attached, bearing interest not exceeding ten per centum per annum, and sell, exchange or otherwise dispose of the same, upon such terms and conditions as they may deem advisable; and such bonds, and the interest thereon, may be secured by a mortgage or mortgages upon the railroad equipages, corporate franchises, real, personal and leasehold estate, and all other property, of every kind whatsoever, which may be acquired by the said company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 552.

An Act

To incorporate the Hanover Junction and Susquehanna Railroad Company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Eli Kendig, John E. Beard, Henry Butt, John E. Ziegler, John Bair, John S. Given, Robert T. Ryon, J. G. Hess, Samuel Musselman, Wm. M. Watts, Harris Wilton, James L. Kerr, Joseph Dellone and their associates, and such persons as shall become stockholders therein, be and they are hereby

created a body corporate, by the name of the Hanover Junction and Susquehanna Railroad Company, and as such shall have perpetual succession, with all the powers and privileges needful and necessary to enable them to construct, equip, use and manage the railway and branches by them to be constructed, with capital stock of five thousand shares of fifty dollars each, to be subscribed for or disposed of in whole or in part from time to time, as the board of directors of said corporation shall deem proper, and with power in the stockholders thereof to increase the same from time to time, so that the increase shall not exceed ten thousand shares; and the said company may at any time for such sum as they may deem expedient for the construction and equipment of the road hereby authorized to be built, issue bonds therefor in sum not less than one hundred dollars, payable at such rates of interest as they may deem proper, not exceeding seven per centum per annum, and may secure the payment thereof by a mortgage upon the said railroad, income and property, real or personal, acquired or to be acquired, and upon the corporate franchises and privileges of the said company.

Name.

Powers.

Capital stock.

May issue bonds

SECTION 2. That the said company shall have power to locate and construct a railway, with single or double track, and with all necessary appurtenances, and equip and use the same, beginning at a point at or near Hanover Junction, in York county, extending to the west bank of the Susquehanna river, in York county.

Authorized to construct railway.

SECTION 3. That the said company shall have power, if they deem it conducive to their interests, to build a bridge across the Susquehanna river at the most convenient point, to enable them to connect with any other railroad constructed or that may hereafter be constructed on the east side thereof, and to extend their railroad on the west side of said river to said bridge, and across on the same to the points of annexion with such other railroads as aforesaid.

May build bridge across Susquehanna, and extend road over same.

SECTION 4. Subscriptions to the stock may be valid, by the party or parties making the same, on payment of one dollar to the commissioners for each and every share subscribed for the use of said company; and when ten per centum of the capital stock as provided by this act shall have been subscribed, and one dollar paid on each and every share as aforesaid, then letters patent may be granted as provided in section two of an act regulating railroad companies, approved the nineteenth day of February, one thousand eight hundred and forty-nine.

Subscriptions to stock.

Letters patent.

SECTION 5. It may be lawful for said company created by this act, to lay out and construct branch roads, not exceeding ten miles in length, and to connect with other railroads or to cross the same at grade, under such regulations as the companies interested may mutually agree upon.

May construct branches, and connect with or cross other roads.

SECTION 6. That the said Hanover Junction and Susquehanna Railroad Company shall be, in respect to the construction of its roads, branches and extensions, entitled to all the privileges conferred by, and be governed by all the restrictions contained in the act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno

Privileges and restrictions.

Domini one thousand eight hundred and forty-nine, and shall be entitled to all the rights conferred by all the general laws of this commonwealth relating to railroad corporations, except as otherwise provided for in this act.

Corporators first directors.

Election of president and directors.

Certificates of stock.

SECTION 7. That the corporators, or a majority of them, shall be the directors of the said company until the third Monday of January, ensuing the passage of this act, or until their successors shall be elected, on which said third Monday, and annually thereafter, the stockholders shall, on such notice as the board of directors may prescribe, elect a president and any number of directors, not less than six nor exceeding twelve, who shall continue in office until their successors shall be elected, the corporators to elect one of their number president, until the first annual meeting; the president shall issue in such form and conditions as they may prescribe, certificates of stock transferable on the books of the company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 553.

An Act

To enable the school directors of the Ninth ward, in the city of Allegheny, in the county of Allegheny, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of the Ninth ward, in the city and county of Allegheny, be and they are hereby empowered to borrow an amount of money, which, with the amount that the court of common pleas of said county have now by law power to authorize said school district to borrow, shall not exceed, in the aggregate, forty thousand dollars, (\$40,000,) for a term not exceeding fifteen years.

Authorized to borrow money.

Authorized to issue bonds.

SECTION 2. Said school directors shall be authorized and empowered to issue bonds, or other certificates of indebtedness, for the above mentioned loan, for sums of not less than one hundred dollars, bearing interest at a rate not exceeding eight per centum per annum; said bonds to be executed by the president, and countersigned by the secretary of said

board, and when issued, shall constitute a first lien or mortgage against all real estate or school property of said board, and shall be exempt from taxation under the laws of this commonwealth, except for state purposes: *Provided*, That before exercising the privileges granted by this section, the said school directors shall first exhaust the power of the court of common pleas as to the borrowing of money: *Provided*, That all loans so obtained shall be exclusively applied to the payment of present indebtedness, and the purchase and improvement of real estate designed for the use of the public schools of said ward.

Boards first lien on property, and exempt from local taxation. Proviso.

Proviso.

SECTION 3. And it shall be lawful for the school directors aforesaid, to levy and collect a tax not to exceed ten mills over and above the amount now allowed by law, on all property taxable for school purposes in said school district, for the purpose of paying off the indebtedness thereof, and the said school board shall have authority to levy and collect a poll tax for school purposes, not exceeding two dollars per capita.

May levy tax to pay loan, also poll tax for school purposes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 554.

An Act

For the change of lines and location on Water street, in the borough of Birmingham.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and council of the borough of Birmingham shall, in their discretion, have power by ordinance, to alter and change the lines and location of Water street, and the wharf abutting on the north side thereof, between Sixth street and the eastern line of Bedford's plan, from the most eastern line of said Bedford's plan to the western limits of said borough; and if such change or alteration shall be made, the same shall be noted on a borough plot to be kept in the burgess's office, and a record thereof, duly certified by the burgess and clerk of council, and attested by the seal of said borough, shall be deposited with the recorder of deeds of Allegheny county, to be entered in plan book in said office.

Burgess and council may change lines and location of street and wharf.

Change to be noted on plot, and record deposited with recorder of deeds.

When change is made, street to be established between altered lines.

SECTION 2. When such change or alteration shall be made, and the record thereof duly noted, certified and deposited as required by section first, the said street shall be ordained and established between the lines so altered and changed, as fully and to all intents and purposes as if it had been originally surveyed and laid out on the plot of the said borough between the said lines.

Burgess and council may vacate portion of street.

SECTION 3. That the said burgess and council shall have power by ordinance, duly recorded in book of ordinances, to vacate so much of Water street, as in their discretion it shall be deemed necessary arising from any change of line or location of said Water street, as provided for and authorized by this act.

Title to land vacated, &c., to vest in borough.

SECTION 4. That the title, in fee simple, to all the ground or land occupied or covered by Water street, as now existing, when vacated, and the ground or land accumulated on the northerly side of said street, by the change of line or location of said street, shall vest in the said borough of Birmingham.

WILLIAM ELLIOTT,

Speakers of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 555.

An Act

Giving power to the councils of the city of Pittsburg to equalize the valuation of the taxable property within the city, for city purposes.

Councils may equalize valuations.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the councils of the city of Pittsburg, either by themselves or by their proper officers or agents, shall have power to alter, revise or equalize the valuations of the taxable property within the corporate limits of the city, for city purposes.

To take aggregate valuation for county purposes.

SECTION 2. That the said councils of the city of Pittsburg shall take for city purposes the aggregate valuation of the taxable property within said city as assessed for county purposes, and in altering, revising or equalizing said valuation, for city purposes, they shall not increase the aggregate valuation beyond the aggregate amount assessed for county purposes within the city.

Not to increase same.

SECTION 3. A board of revision shall be formed by the selection of one person from each ward, at an election to be provided for by ordinance of the city councils; the said board shall alter, revise and equalize the valuations of all taxable property, upon such basis and under such regulations as the councils shall direct; and councils shall have power to direct the mode of ascertaining and defining such valuations.

Board of revision.

Their duties.

Councils may direct mode of ascertaining valuations.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 556.

An Act

To authorize the Chestnut Hill Iron Ore Company to hold or lease additional real estate, and authorizing said company to subscribe to the capital stock or bonds of railroads over which their freight is carried.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Chestnut Hill Iron Ore Company are hereby authorized to hold under lease, or in fee, such lands in this commonwealth, (not exceeding five thousand acres,) as they may require in the exercise of their chartered rights, and that they may purchase and hold stock and bonds in railroads over which they may desire to have their ores and other commodities transported.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 557.

A Supplement

To an act, entitled "An Act to Incorporate the Germantown, Roxborough and Bristol Mutual Fire Insurance Company, in the county of Philadelphia," approved the fifteenth day of April, 1853, and to an act, entitled "An Act to amend and extend the charter of the Mutual Fire Insurance Company of Germantown, and its vicinity," approved the tenth day of February, A. D. one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the powers of this company shall be vested in fifteen managers, to be chosen on the first Monday of September next, five of whom shall be elected to serve for one year, five to serve for two years, and five to serve for three years, and thereafter five shall be chosen annually to serve for three years; whenever the office of manager shall become vacant, it shall be filled at the next annual election, by choosing a manager to serve for the remainder of the unexpired term; the managers shall be chosen by ballot, at an annual meeting of the company to be held the first Monday of September in each year; each member shall be entitled to one vote only, and voting by proxy shall not be allowed.

SECTION 2. That it shall be lawful for said company to employ and improve all moneys received by them, and the profits thereof, in the purchase of any ground rents or mortgages, or in any loans or stocks of the United States or of this commonwealth, or in any other good securities.

SECTION 3. That the profits, after deducting the necessary expenses of the association, shall be held as a contingent fund; and all dividends may be settled for by the issue of scrip, which scrip may be received in payment of interest on premium notes, and in payment of premiums for new insurances.

SECTION 4. That no banking, discounting or manufacturing business shall be carried on by this company.

SECTION 5. Any thing in the acts to which this act is a supplement inconsistent herewith, is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

Number and
election of
managers.

Vacancies.

Votes.

Employment of
moneys re-
ceived.

Profits to be
held as contin-
gent fund.
How dividend
may be settled
for.

Prohibition.

Repeal.

No. 558.

An Act

Requiring the chief commissioner of highways of the city of Philadelphia to have security entered into for the faithful performance of all contracts awarded by the highway department.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the chief commissioner of highways of the city of Philadelphia is hereby directed to have such security entered by contractors, for all work awarded to them by the highway department, as he may consider necessary to guarantee to said city the faithful performance of the conditions of said contracts.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 559.

An Act

To incorporate the Pennsylvania Employment Bureau of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Edward G. Carlin, Rinaldo A. Lukens, Joseph M. Manneely, Wm. H. Taggart, Edward Kimberly, and all other persons that may hereafter become associated with them and their successors, shall be and they are hereby created a corporation and body politic in law and in fact, by the name and style of the Pennsylvania Employment Bureau, with power to make and establish such by-laws, rules and regulations as they may deem expedient for the management of said corporation's concerns, and to alter, annul and repeal the same at their pleasure: *Provided always,* That such by-laws, rules and regulations be not inconsistent with the laws of this state and of the United States.

Corporators.

Name.

By-laws, rules and regulations.

- Object.** SECTION 2. The object of this association shall be the procuring and hiring of clerks, domestics and other employees, for merchants, contractors, business men, house-keepers and other matters incident to the carrying on of each business.
- Directors.** SECTION 3. That for the well-ordering and governing of the affairs of said association there shall be chosen, annually, at such time and in such manner as the by-laws of the association shall prescribe, not less than three nor more than nine directors, who shall continue in office until their successors are appointed; and no meeting of the association shall be legal unless notice be given, at least one week previous, to the members thereof, but no failure to appoint directors shall work a dissolution of the association.
- Notice of meetings to be given.**
- Officers, clerks, &c.** SECTION 4. The directors shall choose a president of the corporation, and they shall also appoint a secretary of said association, and may appoint such other officers, clerks and agents, and establish such agencies, and fix such compensation as they may deem advisable, and they shall have power to make such covenants and agreements, perform such acts and exercise such power as they shall deem expedient, subject to the authority, provisions and limitation of the charter, constitution and by-laws of said corporation.
- Votes, annual statement, &c.** SECTION 5. In all elections for directors, and in all questions which shall arise at the annual meetings, each member of the company shall be entitled to vote and take part in the meeting, and each shall be eligible to the office of a director; and the directors shall make a statement of the affairs of the association at each annual meeting.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 560.

An Act

To incorporate the Mechanics' Safe Deposit and Trust Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That John P. Coolihan, Archibald Randall, J. P. Green, and all other persons who shall hereafter become stockholders in*

the company incorporated, shall be and are hereby created a body corporate, by the name of the Mechanics' Safe Deposit and Trust Bank, to be located in Schuylkill county, subject to all the provisions and restrictions, and entitled to all the privileges conferred and contained in an act, entitled "An Act to incorporate the Safe Deposit Bank of Pottsville, Schuylkill county," approved the eighteenth day of February, one thousand eight hundred and seventy, and the supplement thereto, approved the eleventh day of May, Anno Domini one thousand eight hundred and seventy-one.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 561.

An Act

Authorizing the borough council of the borough of West Pittston, Pennsylvania, to purchase the water-works and improvements of the West Pittston Water Company, also to make all necessary improvements and extension required, to borrow money, and to appoint commissioners to carry out said object.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the borough council of the borough of West Pittston, Pennsylvania, shall have power to elect, by ballot, three persons as water commissioners, one person to serve for the term of one year, one person to serve for the term of two years, one person to serve for the term of three years; they shall thereafter, annually, elect one person for the term of three years, and shall fill all vacancies caused by death or resignation; a majority of the commissioners so first elected may be member of the council. Council authorized to elect water commissioners.

SECTION 2. The said commissioners, in conjunction with the council, shall have power to borrow any sum of money, not exceeding thirty thousand dollars, at an interest not to exceed seven per centum per annum, and to issue therefor, in the name of said borough, coupon water bonds or certificate of loan, as may be agreed upon, payable within the period of twenty years from the time of contract of said loan or loans: Commissioners and council may borrow money and issue bonds.

- Proviso.** . *Provided*, That no bonds shall be issued of a less denomination than fifty or greater than five hundred dollars; the amount received from said bonds to be applied to the purchase of the West Pittston Water Company's water-works, and for the extension and improvement thereof.
- May levy tax to pay loan.** SECTION 3. That the said council and water commissioners shall have full power and authority to assess a tax upon all property within the corporate limits of said borough, not exceeding twelve mills upon the dollar, for the purpose of paying the interest upon said loan, of redeeming and paying off the same, and of defraying the expenses of carrying on said water-works: *Provided*, That any such loan shall be subject to state tax only.
- Loan subject to state tax only.** SECTION 4. That all money received or realized from the sale of bonds issued in pursuance of the provision of this act, together with all water rents, income or profit from the water-works, shall be kept apart from other money belonging to the corporation, and shall be designated the water fund, and shall be expended only in the purchase, construction, maintenance and repair of said works, the payment of interest of said bonds, or in the payment and redemption of said loan: *Provided*, That no bond shall be sold below the par value of the same.
- Moneys realized from sale of bonds, together with income from works, to constitute water fund.** SECTION 5. That the said commissioners shall have all the powers and privileges vested in the stockholders, directors and corporation of the West Pittston Water Company by the act approved the second day of June, Anno Domini one thousand eight hundred and seventy-one, incorporating the same.
- How to be expended.** SECTION 6. The said commissioners shall have authority to appoint a superintendent of water-works and fix his annual salary, shall fix the water rates, and make all needful rules for the construction, government and repairs of said works.
- Powers and privileges of commissioners.** SECTION 7. In all questions relating to the issue of bonds for said water-works, or of levying taxes to pay the interest on the same, requiring the joint action of the water commissioners and the board of councilmen, a majority of each board shall constitute a quorum, and no expenditure other than for necessary repairs shall be incurred until the bonds therefor shall have first been authorized by the joint board of commissioners and councilmen.
- May appoint superintendent, fix water rates, &c.**
- Quorum.**

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 562.

An Act

To authorize the trustees of Old Columbia Public Ground Company to sell or lease their real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of Old Columbia Public Ground Company be and they are hereby authorized and empowered to sell, lease or otherwise dispose of all or any part of the real estate or property owned and held by said company, to any person or persons, or body politic or corporate, on such terms and for such a length of time as they may deem advisable, and the purchaser or purchasers, lessee or lessees, shall have the right to enjoy such property, and possess the same fully, according to the terms of contract, lease or purchase, made with the said Old Columbia Public Ground Company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 563.

An Act

To incorporate the Ursuline Young Ladies' Academy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Mrs. S. Jones, Mrs. J. D. Scully, Mrs. M. A. Ihmsen, Miss I. Beltzhoover, L. Styles, C. Burns, H. Burns, E. V. de Champel, Lucille de Fibose and H. D. de Foutcheorail, and their successors shall be and they are hereby constituted a corporation or body politic, by the name of the Ursuline Young Ladies' Academy, and by that name shall have perpetual succession, and may sue and be sued, implead and be impleaded,

Corporators.

Name.

Powers and privileges.

Income limited.	and may acquire, take and hold property, real, personal or mixed, by purchase, gift, devise or bequest, with full power to alien or convey the same at their pleasure, and shall have all other rights belonging to similar corporations, by the laws of this commonwealth: <i>Provided</i> , The net annual income from the property of said corporation shall not exceed the sum of five thousand dollars.
Object and purpose.	SECTION 2. The object and purpose of the said corporation is the promotion of christian and liberal education, and the cultivation of the various branches of science, polite literature and the fine arts.
Management.	SECTION 3. The entire management of the business and affairs of the said corporation, and all the corporate powers hereby granted, shall be vested in a board of five trustees, who shall be members of the Ursuline order in the United States of America.
Seal.	SECTION 4. The said corporation may have a corporate seal, and the same may change, alter or amend at pleasure.
Degrees and diplomas.	SECTION 5. The said corporation shall have the power to grant and confer such degrees, for proficiency and skill in the various branches of science, polite literature and the fine arts, as are usually awarded by similar institutions in the United States of America, and in testimony thereof, to grant diplomas, or other certificates, under the corporate seal, and attested by the members of the board of trustees.
By-laws.	SECTION 6. The said corporation, or a majority of them, shall have power to enact by-laws for the regulation of the business of said corporation, the studies to be pursued and academical discipline, and to prescribe the mode of filling all vacancies in the board of trustees, occasioned by the death, resignation or otherwise, and to prescribe the names, duties and powers of the officers, the manner of their election and terms of their offices.
Vacancies.	
Duties, &c., of officers.	
Misnomer.	SECTION 7. No misnomer of the said corporation shall defeat or annul any gift, grant, conveyance, devise or bequest to the said corporation.
Location.	
Building, &c., exempt from taxation.	SECTION 8. The academical building shall be located in or near the city of Pittsburg, in the county of Allegheny, and the said building with the lands thereto belonging, not exceeding five acres, shall be exempt from taxation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 564.

An Act

Authorizing the borough of Media to raise the dam on Ridley creek, intended to supply the said borough with water.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the borough of Media, at any time hereafter, to raise the breastwork of the dam on Ridley creek, intended for the supply of water for the said borough, and the waters of the said dam, to any height which shall not interfere with the mills or factories on the said stream above the said dam, and thereby to flood the ground above such breastworks to the said height: *Provided,* That before flooding the said ground, the damages to be caused thereby shall be ascertained, assessed and paid, or secured to be paid, by the said borough to the owners of the said lands, in the same manner provided by the laws of this commonwealth for ascertaining, assessing, and securing to be paid, the damages done to private property by locating and constructing railroads: *Provided,* That said dam shall not be raised in perpendicular height more than two feet, and that the powers conferred in this act shall be exercised within three years from the time of its passage.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 565.

An Act

To change the title of the Willow Bank and Burns Spring Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the name, style and title of the Willow Bank and Burns Spring Railroad Company be and the same is hereby changed to the Bellefonte and Lewistown Railroad Company, the same to take effect so soon as the board of directors of said company shall have notified the auditor general that they have accepted the provisions of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 566.

An Act

Relative to sewerage, macadamizing and paving streets and assessments in the city of Lancaster.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Upon petition of property owners, council may order grading of streets, construction of sewers, &c.

That upon the petition of the owners of two-thirds of the entire number of feet front of real estate or lots on any street, road or alley, for a distance of two hundred feet or upwards, by themselves, attorneys or legal representatives, council is hereby authorized and required to pass an ordinance to grade and macadamize the street, road or alley mentioned in said petition, with stone or furnace slag, or to pave the same with any other kind of pavement, in accordance with the desire as to the kind of macadamizing or paving set forth in their petition to council, and also to construct sewers in any street, road or alley, or any part thereof, and of such dimensions as council in its judgement may deem sufficient for the wants of the petitioners aforesaid; and it shall be the duty of the street commissioner, in conjunction with the street committee, to enter into a contract with a competent person or persons, to do the said work, and the costs of the same to be paid for by the owners of real estate or lots abutting on the line of said street, road or alley, by an assessment of an equal sum per foot front; and the contractor or contractors, shall take in pay for the same the bills of assessment made upon the owners of the real estate or lots in front of which the work was done, and in case of default of payment the contractor or contractors are hereby authorized to enter a lien on the said real estate or lots, in the name of the city, and collect the

Street commissioners and committee to contract for work.

Costs to be assessed on abutting properties.

In default of payment lien to be filed.

same, interest and costs of suits: *Provided*, That the owners of real estate or lots, upon which said assessments have been made and paid shall have the right to make connections with said sewers without change; and the forms of the permits, and the manner of issuing the same, shall be prescribed by council; and the said city shall provide and pay for all inlets and man-holes to sewers, and all intersections of streets, roads or alleys, out of the general fund of said city, to be appropriated by ordinance for said purpose; and all sewers of large dimension, intended for general drainage, may be ordered by said council; and it is hereby authorized to levy and collect an assessment, or proportion of the costs of the same, as in its judgment may be equitable, upon the owners of abutting real estate or lots through, over or opposite which said drainage sewer for general purposes passes, according to the benefit which accrues to each property by reason of such improvement, and all such assessments shall be a lien against delinquents, and the same are hereby authorized to be filed of record, and all appeals from such assessments shall be heard before a special committee of councils, who shall make report to council, which said council shall adopt or reject at the same meeting which such report is presented.

Connections
with sewers.

City to pay for
inlets to sewers,
intersections of
streets, &c.

Sewers for gene-
ral drainage.

SECTION 2. That before any contract shall be entered into, the city regulators shall certify that the petition contains the names of the owners of two-thirds of the entire number of feet front on the line of said street, road or alley, for the distance asked to be paved, macadamized or sewered: *Provided*, That all such contracts shall be first approved by the street commissioner and street committee, and that the work on said streets, roads or alleys and sewers, as it progresses, shall be inspected and approved by them, and reported to council at each stated meeting, or oftener if required by council.

City regulators
to certify to pe-
titions.

Contracts to be
approved, and
work inspected.

SECTION 3. The councils of the city of Lancaster are authorized and empowered, in such cases as in their judgment may deem necessary for the public good, to direct, by ordinance, the grading and macadamizing of any street, road or alley in said city, the same to be done according to the provisions of this act, and the costs of the said work to be paid for by the owners of real estate or lots as aforesaid, and a lien, in default of payment, to be entered as is hereafter provided by this act.

Councils may
order work to
be done.

Costs to be paid
by property
owners.

SECTION 4. The street committee shall cause the street commissioner to put up notices of the time and place of opening the proposals and awarding of the contract for all work proposed to be done under this act, in not less than three places on the line of such street, road or alley, at least five days prior to said opening of proposals and awarding of contract, when the petitioners and parties interested may attend if they see proper.

Notice of open-
ing proposals
and awarding
contracts to be
put up.

SECTION 5. Whenever any street, road or alley, has been graded and macadamized, or paved or sewered in pursuance of the preceding sections, it shall be the duty of the regulators of said city to make assessments for the cost and expense thereof, as provided for in said sections, except in cases of sewers for general drainage, and to give notice, by publication

Duty of city
regulators when
streets have
been graded, &c.

for ten days in one or two daily papers of said city, that the said assessment has been made and may be seen at their office, and that the parties interested may have an opportunity of having any errors or mistakes corrected; after correcting any errors or mistakes that may have been discovered, they shall immediately hand over the said assessment, with a plan and description of each lot, the amount assessed thereon, and the name of the owner or owners, to the contractor or contractors of the work, for which said assessments are made, or to the treasurer of said city, as the case may be, under the direction of councils.

Property owners to be notified to pay assessments, or liens will be filed.

SECTION 6. As soon as the said contractor or contractors, or the treasurer shall have received the said assessment list from the regulators, he or they shall cause notice of the amount assessed upon each property to be given to the owner thereof, and if the same thereof be not paid to him or them within thirty days from the time of said notice it will be filed as a lien against said property with interest and costs.

Where liens to be filed, and effect of same.

SECTION 7. The liens authorized by this act shall be filed in the court of common pleas of Lancaster county, according to the act of assembly, passed twenty-sixth March, Anno Domini one thousand eight hundred and sixty, entitled "An Act to secure municipal claims and taxes in the city of Lancaster, and they shall have the same force and effect as liens now have for municipal claims and taxes by virtue of said act; but when the same owner has two or more vacant lots adjoining each other on the same street or alley, all of said lots shall be embraced in one lien.

When several properties to be embraced in one lien.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 567.

An Act

To incorporate the Hamburg Iron Company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William A. Shoemaker, John Ralston, Henry F. Shoemaker, Calvin Ream, Zachariah T. Ratcliff and John A. Shoemaker, their associates, successors and assigns, shall be and

they are hereby constituted a body politic and corporate, by the name, style and title of the Hamburg Iron Company, to be located at or in the vicinity of Hamburg, Berks county, Pennsylvania, and by said name, style and title shall have succession, and a common seal, with power to alter the same at pleasure, and shall have power to sue and be sued, plead and be impleaded in any court of this commonwealth or elsewhere, and to appoint all necessary agents and assistants, and shall have all the rights and powers necessary to carry on, manage and develop their business as a manufacturing company in manufacturing iron and other metals in all the various branches, from the ores, or otherwise, as they may deem desirable, and generally to make anything which can be manufactured of iron or other metals, and vend, sell and dispose of all such materials and manufactured articles as they may deem proper or necessary in the prosecution of their business, and for that purpose shall have power to purchase and hold in fee simple, under lease or otherwise, not exceeding one thousand acres of land, and to purchase and hold all such personal and other property as may be necessary or convenient for the prosecution of their business, and to sell and dispose of the property, real and personal, of said company.

Title.

Powers and privileges.

SECTION 2. That the affairs of said company shall be managed and conducted by a board of directors, to consist of not less than three nor more than five, as may be determined from time to time by the stockholders at any annual meeting; said board of directors shall be stockholders, and shall be elected annually, and shall hold their offices for one year and until their successors are elected, but any failure or omission to elect such directors annually, shall in no wise impair or effect meanwhile the rights and powers of those holding over, or the rights and interests of said company in any way; said board of directors shall elect a president from one of their number, and such other officers and agents as they may deem necessary to manage the affairs of the company, and shall fill all vacancies occurring in their own body, until the next succeeding election by the stockholders, and a majority of said board shall form a quorum for the transaction of business; they shall have power to make by-laws for the regulation of the affairs of the company, subject to the revision and approval of the stockholders, and not inconsistent with the laws of this commonwealth.

Directors

Officers and agents.

Vacancies.

Quorum.

By-laws.

SECTION 3. That the capital of said company shall be one hundred thousand dollars, and consist of one thousand shares of one hundred dollars each, with power to increase said capital to any amount not exceeding five hundred thousand dollars; the shares of the capital stock shall be transferable on the books of the company, subject to such regulations as may be prescribed in the by-laws; all elections by the stockholders shall be by ballot, and every share of stock shall entitle the holders thereof to one vote, either in person or by proxy.

Capital.

Shares transferable.

Elections.

Votes

SECTION 4. The subscriptions to the capital stock of said company may be paid in money, or in real or personal property appropriate to the business contemplated by the com-

Payment of subscriptions to stock.

May borrow
money and is-
sue bonds.

pany, at such valuation as may be agreed upon by a majority in interest of the stockholders.

SECTION 5. That said company may borrow money and create indebtedness, in such way and manner as the board of directors may deem necessary for the prosecution and management of the business of the company, and issue bonds and securities of the company therefor, in such form and manner, and payable in such time or places as they may deem proper, at a rate of interest not exceeding seven per centum per annum, and dispose of such bonds or securities in such manner, and at such places, as the board of directors may direct.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 568.

An Act

Authorizing the National Tube Company of Massachusetts to purchase and hold real estate in the borough of M'Keesport, Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the National Tube Works Company, a corporation of the city of Boston, in the commonwealth of Massachusetts, created under the laws of said commonwealth, be authorized to purchase, hold and convey at their pleasure a certain lot or parcel of land situate in the borough of M'Keesport, and county of Allegheny, on the east side of Walnut street, now or late the property of Henry L. Bollman, also any other land adjoining the same, which may be necessary for properly carrying on their business, not exceeding five acres.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 569.

An Act

To incorporate the Monongahela Gas Company in the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William J. Lewis, A. B. Stevenson, Thomas S. Blair, George B. Oliver, George Laughlin, Robert Phillips, H. W. Oliver, Jr., J. R. Paul, John Wilson, W. O. Hughert, W. H. Brown, James Watson, John P. Scott, Robert H. Palmer, Jr., George J. Luckey, C. Hartmon, William Alexander and James M'Kibbon, be and they are hereby appointed commissioners, who, or a majority of them, are hereby authorized to carry into effect the establishment of a gas company, to furnish gas for the city of Pittsburg, in the county of Allegheny, with a capital stock of one thousand shares of fifty dollars each; said company to be organized, managed and governed as provided by the act regulating gas and water companies, approved the eleventh of March, one thousand eight hundred and fifty-seven, and subject to all the restrictions and provisions, together with all the privileges and immunities contained in said act.

Commissioners.

Authorized to establish gas company.

Capital stock. How to be organized, &c.

SECTION 2. That the said Monongahela Gas Company shall have power and authority to connect their pipes with the pipes of the Pittsburg Gas Company, or any other gas company, by and with the consent of said Pittsburg or other gas company, on such terms and conditions as may be agreed upon by said companies.

May connect pipes with pipes of other companies.

SECTION 3. That the said Monongahela Gas Company shall at no time charge a greater price than at the rate of three dollars per one thousand cubic feet.

Limited as to price.

SECTION 4. That so soon as the said company shall put down their pipes upon any of the avenues, streets, roads or alleys in said territory, the city councils may direct placing and construction of such gas lamps or posts at such places as they may think proper, and direct the construction of the same under the supervision of the city engineer.

Councils may direct placing and construction of lamps

SECTION 5. That the city council shall have power from time to time, by ordinance or resolution, to fix and determine the price to be paid by the city to said company for the gas so furnished to and consumed by the city: *Provided*, That the price so fixed shall not be less than one-half the sum charged by said company to other consumers: *Provided further*, That the councils of said city shall have, hold and exercise the same rights, powers and privileges in regulating the occupation of any of its streets by said company in taking up or laying down its pipes, or in any other way, as are now held by said councils in relation to the Pittsburg Gas Company.

May fix price to be paid by city for gas.

Proviso.

Proviso.

Bonus and taxes SECTION 6. The said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 570

An Act

To divide the borough of Towanda, Bradford county, into three wards, et cetera.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Divided into
three wards.

First ward.

Second ward.

Third ward.

Wards separate
election dis-
tricts.

Court to fix
place of holding
elections.

Representation
in council.

How council to
organize, &c.

Quorum.

That the borough of Towanda, in the county of Bradford, is hereby divided into three wards, as follows, viz: All that part of said borough lying south of a line beginning at the river bridge, and thence westerly along the centre of Spruce street to the land lately owned by the estate of David Cash, and thence by the south line of said land to the west line of said borough, shall be the First ward; and all that part of said borough lying north of said line, and south of a line beginning at the river, and running westerly along the centre of Canal street and Old Pank Road street to the west line of Third street, and thence south eighty degrees west to the west line of said borough, shall be the Second ward; and all that part of said borough lying north of said line shall be the Third ward; and the said wards shall be separate election districts, and the court of quarter sessions for said county shall, on petition of at least twenty of the electors of said borough, fix the places in said borough, from time to time, at which their several elections shall be held; each of said wards shall be entitled, annually, to elect one member of the town council to serve for three years, and so many, and for such time, as may be necessary to fill any vacancy from death, resignation or otherwise; and the said council, as increased by this act, shall organize and elect its officers in the same manner, and have the same powers and duties as set forth in the act of eighth April, one thousand eight hundred and fifty-one, entitled "An Act relating to the borough of Towanda;" a majority to constitute a quorum to do business, but no ordinance shall be passed or

repealed without a majority of the whole council; and the said council are hereby authorized to regulate and prohibit exhibition of plays, shows, mountebanks, street hawkers, jugglers and other exhibitions within the borough: *Provided*, That the borough of Towanda shall be and remain one school district, and one district for the assessment and collection of taxes, and shall only be entitled to the number of justices, constables and other officers to which it would have been entitled if this act had not been passed, except the judges and inspectors of elections, and the increase in the number of its town council.

May regulate exhibitions.

Borough one school and tax district.

Number of justices and other officers.

SECTION 2. The judge and inspectors of elections last chosen by the people shall hold the elections for the Second ward, and the court of quarter sessions shall appoint the judges and inspectors of elections for the First and Third ward, to hold until after the next January election; the judges of the election of the several wards shall meet at the prothonotary's office in said borough on the day after each borough election, and count the votes cast for borough officers, and make out returns of the same, and make out certificates for the different persons elected to the different borough officers; the judges to have one dollar each for said service, to be paid by the borough treasurer.

Officers for holding first election

Returns.

Certificates.

Compensation.

SECTION 3. Separate register lists for the several ward shall be made and posted up by the proper officers according to law, for the inspection of the public.

Separate registry lists to be made.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 571.

An Act

To incorporate the Board of Foreign Missions of the General Synod of the Evangelical Lutheran Church in the United States of America.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Board of Foreign Missions of the General Synod of the Evangelical Lutheran Church in the United States of America shall, and it is hereby declared to be, a body corporate and politic, by the name and style of the Board of

Incorporation.

Name.

Privileges.	Foreign Missions of the General Synod of the Evangelical Lutheran Church in the United States of America, and by that name its members, and their successors, shall have perpetual succession, shall be capable of suing and being sued in any court whatever, and shall have and use a common seal, which they may alter and change at pleasure.
Officers.	SECTION 2. It shall be lawful for the regular members of said board, at its regular meeting, to select a president, secretary and treasurer of said corporation, and to make and ordain such by-laws and regulations in relation to the management of their corporate affairs, the duties of their officers, and the management and disposition of their real and personal estate as they may deem proper: <i>Provided</i> , They are not inconsistent with the constitution and laws of this commonwealth and of the United States; and until the next regular meeting of said board, or until successors are chosen, the Reverend Luther E. Albert, D. D., of Germantown, Pennsylvania, shall be president, Reverend Augustus C. Medekind, D. D., of New York, secretary, and M. A. Buehler, Esquire, of Philadelphia, treasurer of said corporation.
By-laws and regulations.	SECTION 3. The said corporation shall have power to receive, take and hold any property, real, personal or mixed, by virtue of any devise, bequest, grant or purchase, and the same to sell and convey at pleasure: <i>Provided</i> , The clear yearly income of such property shall not exceed the sum of one hundred thousand dollars, and that the same shall be appropriated to religious, charitable or missionary purposes.
First officers.	SECTION 4. This act shall take effect immediately.
May hold and sell property.	
Income limited.	
How to be appropriated.	

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 572.

An Act

Providing for the examination and payment of the claim of George M. Stroud.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the claim of George M. Stroud, for balance of salary due him as associate judge of the district court of the city and

county of Philadelphia, be and the same is hereby referred to the attorney general and auditor general for examination, and if any balance shall be found by them to be due to him, the auditor general shall draw his warrant upon the state treasurer for the said amount, to be paid out of any moneys in the treasury not otherwise appropriated.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 573.

An Act

To repeal so much of the third section of an act providing for the taking of game, approved the twenty-first day of April, one thousand eight hundred and sixty-nine, as relates to fox squirrel and grey squirrel within the townships of Gilmore, Wayne, Spring Hill, Aleppo and Jackson, in Greene county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the third section of an act providing for the taking of game, approved the twenty-first day of April, one thousand eight hundred and sixty-nine, as relates to fox squirrel and grey squirrel within the townships of Gilmore, Wayne, Spring Hill, Aleppo and Jackson, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 574.

An Act

To authorize the court of oyer and terminer of Cumberland county to open the judgment in the case of the commonwealth against Paul Schoeppe, convicted of the murder of Maria M. Steineke, and to grant a new trial if the said court shall think proper.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of oyer and terminer of the county of Cumberland shall have power to open and set aside the judgment in the case of the commonwealth of Pennsylvania against Paul Schoeppe, convicted in said court of the murder of Maria M. Steineke, by poison, and to hear a motion on the part of the said Paul Schoeppe for a new trial, in the same manner, subject to the same rules of law and practice, and with the same powers as if the said judgment had not been entered, and the said motion for a new trial had been in proper time and were now pending.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 575.

An Act

To authorize the burgess and town council of the borough of Weissport, in the county of Carbon, to erect or construct a lock-up house.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Weissport, in the county of Carbon, be and they are hereby authorized and empowered, at the expense thereof, to have built or otherwise provided and supported in said borough, a suitable building or place for the security and temporary detention of

Authorized to
erect lock-up.

any person or persons committed by a justice of the peace or the burgess of said borough for any violation of the laws of this commonwealth or the ordinances of the borough aforesaid, for which such person or persons could be lawfully committed to the common jail of said county: *Provided*, That no person or persons shall be confined in said lock-up house, at any one time, for a longer period than twenty-four hours, except such person or persons be charged with an indictable offence and it be necessary to detain such person or persons for a legal examination. Confinement in lock-up unlimited.

SECTION 2. The legal fee for the arrest, commitment and safe-keeping of any person or persons in said house on a charge for violating a borough ordinance shall be taxed by the burgess and paid by the prosecutor or defendant, as the shall be paid as the issue of the case may require and determine. Fee for arrests, &c.

SECTION 3. The burgess and town council of said borough, or a majority of them, may appropriate a sum of money for the erection and support of such lock-up house, shall appoint a proper person to keep such lock-up, and pay for such services whatever said burgess and council, or a majority of them, may deem just and proper; said funds to be paid out of any funds of said borough: *Provided*, That the cost of erection of said lock-up shall not exceed one thousand dollars. Burgess and council may appropriate money for erection and support, and appoint keeper. Cost of erection limited.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 576.

An Act

To extend to Monongahela township, in Greene county, the provisions of an act relating to the roads in Cumberland, Franklin and Centre townships, in Greene county, approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act relating to the roads in Cumberland, Franklin and Centre townships, in Greene county,

LAWS OF PENNSYLVANIA.

approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and seventy-one, be and the same are hereby extended to Monongahela township, in Greene county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED.—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 577.

An Act

To authorize Edward King, guardian of William H. King, a lunatic, to sell his real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That Edward King, appointed guardian of the person and estate of William H. King, a lunatic, by the court of probate of the city of Newport, Rhode Island, be and he is hereby authorized and empowered, as such guardian, to sell and dispose of, at public or private sale, and to consent for such lunatic to any sale of the right, title and interest of said William H. King in any lands or real estate he may hold or possess, or be entitled to, either legally or equitably, in Schuylkill county or elsewhere in this commonwealth, for such price, and upon such terms as said Edward King, guardian as aforesaid, may deem proper, and in all respects to be clothed with and possessed of the same rights, powers and privileges as though the said Edward King had been duly appointed committee of his person and estate under the laws of this commonwealth relative to lunatics, with further power to convey, by deed or otherwise, a good title in fee to the purchaser or purchasers thereof, and without any liability on the part of such purchaser or purchasers to see to the application of the purchase money: Provided always, That no such sale shall be carried into effect, unless the same shall have been first approved by the court of common pleas of the county of Schuylkill, who may either require security to be entered in said county for the due application of the purchase money, or accept the security already entered by the said Edward King, as such guardian, in the state of Rhode Island, or any additional security*

to be entered in this behalf in said estate, and duly certified to be satisfactory to the said court of probate of the city of Newport, Rhode Island: *And provided further*, That all and every the powers conferred upon the said Edward King, as such guardian, by this act, may be duly exercised by any attorney or attorneys now or hereafter to be appointed for such purpose by the said Edward King, guardian as aforesaid.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 578.

An Act

To incorporate the Beech Creek Improvement Company, in Clinton and Centre counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Hiram A. Merriman, Samuel Marsh, John M'Ghee, George D. Hess, John S. Mason, Herbert Thomas, Joseph S. Childs, Robert G. Cook, S. M. Bickford, J. D. Shugert, B. Z. Kline, Jos. Devling, James H. Young, Benjamin F. Ligget, J. H. Holt, John G. Uzzle, George W. Jackson, John Hoffer, Joseph H. Long, Balser Weber and William P. Milchill, and such as may associate with them by subscribing to the capital stock hereinafter named, and their successors and assigns, be and hereby are created a body politic and corporate in deed and in law, by the name, style and title of the Beech Creek Improvement Company, and by that name shall have perpetual succession, shall be able in law to sue and be sued, may have a common seal, shall be competent to make by-laws and regulations for the government of the affairs of the corporation, and generally shall have power to do and perform all those acts that are usually necessary and proper for the efficient management and well-being of the corporation hereby created.

Corporators.

Title.

Powers and privileges.

SECTION 2. Power and authority is hereby given to said corporation to clear out, improve and use Beech creek, from the junction of the North and South forks of the same, to its mouth in Bald Eagle creek, and for all intervening points; and the said corporation shall have the right to use all dams

May improve and use Beech creek.

May use dams now erected, and erect new ones.	now erected by any of the members of said corporation upon said stream, and to erect new dams in such manner and at such points as they may deem proper, and shall and may use all and each of said dams, and the water of said stream, in the floating of timber, saw logs, and other lumber, and shall generally have the right to straighten, deepen, widen and crib the channels of the stream in such manner as they shall see fit for the purpose aforesaid: <i>Provided</i> , That no unnecessary injury shall be thereby done to private property erected in and along said stream for manufacturing purposes: <i>And provided further</i> , That the parties owning such improvements shall use due diligence in passing all lumber by, over and through the same, and said parties shall not detain the logs and lumber in their improvements more than six hours upon any one flood, unless the stream be so high that the logs and lumber would be in danger of going adrift and being lost, and in such case they shall use due diligence to hold the same.
Proviso.	
Proviso.	
Capital stock.	SECTION 3. That the capital stock of said corporation shall be twelve thousand dollars, and shall be divided into one hundred and twenty shares of one hundred dollars each; and the persons named in the first section of this act, or a majority of them, shall organize the said corporation by opening books for subscription to the capital stock at the office of W. C. Kress, in the city of Lock Haven, within sixty days after this act shall have become a law, but fifteen days' notice of the time and place of opening said subscriptions shall first be published in one weekly newspaper in each of said counties of Clinton and Centre; and after a majority of stock shall have been subscribed, after notice given as aforesaid, the stockholders shall proceed to elect five directors to manage the affairs of said company, one of whom shall be president of the company, and the election of directors of the company shall thereafter be held annually, upon the first Monday of January, at the office of the company, in the city of Lock Haven, and each share of stock shall be entitled to one vote in said election; and if it shall happen from any cause that the annual day of election shall pass without an election being held, the directors then in office shall remain such until successors be elected, which said election may be held at any time thereafter, ten days' notice of the time and place of holding the same having been given in the manner aforesaid.
Election of directors.	
How capital stock to be used.	SECTION 4. The capital stock aforesaid shall be used in improving the stream aforesaid, and in liquidating the expenses already incurred in building dams and improving the navigation of the stream; and the directors are authorized to call in stock, in such manner and in such proportions as they may by the by-laws provide, and if the instalments of stock thus called in are not paid within thirty days after demand, the directors may sell the said delinquent stock at auction in the manner and after the notice now required by law in case of sheriff's sale of personal property.
Directors may call in stock.	
Failure to pay instalments.	
To pay for improvements heretofore made	SECTION 5. The said company shall pay private persons, whether members of this corporation or not, for all permanent improvements to the navigation of said stream made by them prior to the passage of this act; and when the said parties

and the corporation cannot agree, the court of common pleas of the county of Clinton, upon the petition of either the corporation or such private persons, shall appoint five disinterested persons, none of whom shall be residents or owners of property adjoining said stream or any of its tributaries, to view the premises, examine witnesses and determine the value of said improvements and to whom payable, and make report thereof in writing to the next term of said court; and if their report be confirmed by the said court, judgment shall be entered thereon, and if the amount thereof be not paid within thirty days after the entry of said judgment, execution may then issue thereon as in other cases of debt for the sum so awarded, and the costs and expenses incurred shall be paid by said corporation; each of the viewers shall be entitled to one dollar and fifty cents per day for every day necessarily employed.

Proceedings on failure to agree on terms.

SECTION 6. That the several provisions of the eighth, ninth, eleventh and twelfth sections of the act of assembly, entitled "An Act to incorporate the Anderson Creek Public Road and Navigation Company," approved the twenty-eighth day of March, one thousand eight hundred and fifty-nine, be and they are hereby made applicable to the stream hereinbefore named and the company hereby created.

Certain provisions made applicable to.

SECTION 7. That the said company shall have the right to demand and receive from any and every person using the said stream for the purpose of running and floating lumber down its waters, the sum of twenty-five cents per thousand feet, board measure, for all logs, timber, lumber and other floating material put in said stream; and all tolls for the use of the navigation shall be payable, if no demand be made for the same in advance, to the treasurer of the company within ten days after the lumber shall have been started in said stream; and on failure to make such payment, the party in default shall pay the tolls, with fifty per cent. added thereto, and the logs so floated shall be subject to a specific lien for said tolls, which said lien shall not be divested by the manufacture into boards or other lumber, or by any sale thereof, until the tolls be paid, and said lien may be enforced, either by retention of possession or replevin of the logs, whenever and wherever they may be found; and the said company shall have the right to seize and sell, at public sale, at any point they may select within this commonwealth, enough of the logs, timber and lumber so floated to pay the tolls due, with penalties incurred and costs of so doing, and after so doing they shall return the surplus, if any, to the owner of said logs: *Provided*, That before such sale shall be made public notice thereof shall be given by six written or printed notices, posted in public places near the place of sale, during at least twenty days prior thereto: *And provided further*, That twenty days' notice of the time and place of said sale and a description of said logs, with the marks or owners thereof, shall be published in one newspaper printed in Lock Haven, in the county of Clinton, and one in Bellefonte, in the county of Centre.

Tolls.

Logs subject to lien for tolls.

How lien may be enforced.

Sale of logs for tolls.

SECTION 8. That said company shall file a bond in the courts of common pleas of Centre and Clinton counties in the sum

To file bond to indemnify property holders.

of five thousand dollars, with three sureties, to be approved by the said courts, conditioned to indemnify all property holders on said stream for any damages to their lands by reason of said improvement.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 579.

A Supplement

To an act to incorporate the Peach Bottom Railway Company.

Repeal of portion of act of incorporation.

President and directors may borrow money, mortgage road, and issue bonds.

May open bridge across Susquehanna to general travel.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proviso contained in the fifth section of the act, entitled "An Act to incorporate the Peach Bottom Railway Company," approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby repealed, and that the president and directors of said company, with the consent of the stockholders thereof, are hereby authorized and empowered to borrow any sum or sums of money, not exceeding sixteen thousand dollars per mile, in the aggregate, for each and every mile of said main road and branches actually located and adopted by the president and board of directors aforesaid, and to mortgage the same or any parts thereof, and issue bonds therefor, bearing a rate of interest not exceeding seven per cent. per annum: *Provided*, The mortgage or mortgages given to secure the payment of said bonds shall be the first lien upon the part or branch of the road for which it is given.

SECTION 2. That the said railway company is hereby granted the power to open any bridge it may hereafter build across the Susquehanna, under the provisions of an act to which this is a supplement, to general travel, and charge such usual rates of toll as may be fixed upon by the president and directors aforesaid.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 580.

An Act

Construing the act, entitled "An Act to incorporate the city of Chester," approved the fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the true intent and meaning of the act of assembly to incorporate the city of Chester, approved the fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six, shall be so construed that the mayor of the said city shall have full power and authority to take acknowledgments and probate of instruments of writing, as full, to all intents and purposes, as aldermen and justices of the peace of this commonwealth now have, and that all acknowledgments heretofore taken by the mayor of the said city are hereby declared as good and valid, to all intents and purposes, as if the same had been taken by an alderman or justice of the peace as aforesaid.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 581.

A Supplement

To the act, entitled "An Act consolidating the wards of the city of Pittsburg for educational purposes."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said board shall have power to levy an additional tax not exceeding three mills, the proceeds from said tax shall be devoted exclusively to the payment of interest on the bonds issued by said board, and retiring the indebtedness of the same.

Board may levy
tax to pay in-
terest on bonds,
&c.

City treasurer
to execute bond
to board.

SECTION 2. That the treasurer of the city of Pittsburg shall execute to the Central Board of Education a bond, with two or more sureties, to be approved by said board, in such sum as they shall direct, not exceeding fifty thousand dollars, conditioned for the faithful performance of his duty in receiving, collecting and paying over the school taxes as directed by the act to which this is supplement.

Repeal.

SECTION 3. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 582.

An Act

To authorize the Columbia Water Company to borrow money and to issue bonds therefor.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the Columbia Water Company to borrow, upon such terms and conditions as they may deem proper, at any rate of interest not exceeding seven per cent., any sum of money not exceeding one hundred thousand dollars, in addition to the sum of fifty thousand dollars already authorized to be used in the construction of such works, as may be necessary to furnish a supply of water to the inhabitants of the borough of Columbia and vicinity, and may issue bonds therefor, exempt from all taxation except for state purposes, in sums of not less than one hundred dollars each; and the said company shall have authority to secure the payment of such bonds by a mortgage upon the real and personal estate, rights and privileges owned or to be acquired by the said company, upon all of which the said mortgage shall be a lien, subject to a mortgage of fifty thousand dollars already given; and the said company shall have authority to set forth in said bonds and mortgage, all desirable remedies in law and equity for the collection of the same and their interest, and such remedies shall be available on breach of the conditions contained in the bonds; and until the said bonds and mort-

gage shall be fully paid and satisfied the property and franchises hereby pledged therefor shall be exempt from levy, sale or sequestration on any execution or other process upon any judgment or decree entered upon any other cause of action.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 583.

An Act

To incorporate the Howard Mutual Fire and Marine Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joshua³ Hunt, Charles Cornein, John Williams, Melchoir H. Horn, William Younger, Thomas Frederick, William J. Craig, James M. Campbell, Oliver Williams, Frederick Eberhard, Molton E. Hornbeck, Owen Frederick, David Davis, Solomon Biery, David A. Tomblor, Jonas Biery, Charles D. Fuller and R. Clay Hamersly, of the county of Lehigh, are hereby appointed commissioners who, or a majority of them, are authorized and empowered, from and after the passage of this act, to establish an insurance company, by the name and title of the Howard Mutual Fire and Marine Insurance Company, to be located in the borough of Catasauqua, in the county of Lehigh; which said company shall be organized and managed according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and shall be limited to the risks designated in the first class in the seventh section of said act, and shall transact its business upon the mutual principle.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 584.

An Act

To repeal an act to transfer the farm of Jacob Renner, for the purpose of taxation, from Spring Hill to Gilmore township, in Greene county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act to transfer the farm of Jacob Renner, for the purpose of taxation, from Spring Hill to Gilmore township, in Greene county, be and the same is hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 585.

An Act

Supplementary to an act to incorporate the city of Chester, in the county of Delaware, approved February fourteenth, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter it shall be unlawful for any person or persons to erect or build or suffer or cause to be built, any frame building or frame erection of any description whatever, within sixty feet of any paved or macadamized street, lane, alley or court, within the limits of said city of Chester; and any person or persons who shall, after the passage of this act, build or cause or suffer to be built, any such building or erection contrary to this section, he, she or they, his, her or their assigns, owners of said building or the grounds upon which said erection shall be placed, shall be compelled to remove the same, and if, after thirty days' notice from the building inspector, the said building or erection still remains, then it shall be the duty of the said building inspector to enter upon said ground and remove the same, the cost and expense thereof to be recovered in an action of debt, or by distress upon

Erection of
frame buildings,
relative to.

the premises of the goods and chattels of the tenant, occupant or owner thereof: *Provided*, That nothing herein contained shall be construed to prevent the erection of frame bath houses or piazzas over and upon brick, stone or iron supports within the building line.

SECTION 2. The provisions of this act are hereby extended to all streets, lanes, alleys or courts that may hereafter be paved or macadamized. Act extended to streets hereafter paved.

SECTION 3. That any person or persons violating the provisions of section eleventh of an act supplementary to an act incorporating the city of Chester, approved the third day of April, one thousand eight hundred and sixty-seven, shall be subject to the same penalties as are provided in the first section of this act, and any thing in section eleventh inconsistent with this act is hereby repealed. Penalty for violating eleventh section of act of 3d April, 1867.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 536.

An Act

Supplementary to an act incorporating the city of Chester, in the county of Delaware, approved the fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the mayor and council of the city of Chester, county of Delaware, shall have power to compel, at such times and under such regulations and penalties as said council shall determine, by ordinance or resolution, the vaccination of all persons residing within the limits of the said city: *Provided*, That the provisions of this act shall not apply to children less than six weeks of age.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 587.

A Supplement

To an act, entitled "An Act to incorporate the Central Land and Mining Company," approved the ninth day of April, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Central Land and Mining Company be and is hereby authorized and empowered to sell and convey, or otherwise dispose of, such portion or portions of its real estate, and upon such terms as, from time to time, its board of directors may deem advisable.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 588.

A Supplement

To an act, entitled "An Act to incorporate the Columbia Land and Mining Company," approved the ninth day of April, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Columbia Land and Mining Company be and is hereby authorized and empowered to sell and convey, or otherwise dispose of, such portion or portions of its real estate, and upon such terms as, from time to time, its board of directors may deem advisable.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 589.

An Act

To incorporate Saint Luke's Hospital, South Bethlehem, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That M. A. De Wolfe Howe, William R. Gries, Leighton Coleman, Chandler Hare, James Walker, J. Sanders Reed, Cortlandt Whitehead, Henry Colt, W. H. Ainey, Asa Packer, C. R. Potts, W. S. Hobart, John R. Crellin, Richard Sharpe, John O. Wagener, E. C. Swift, G. B. Linderman, Tinsley Geter, John Smylie, Francis Weiss and Robert H. Sayre, and their successors, being members of the Protestant Episcopal church in the United States, and residents in the state of Pennsylvania, be and they are hereby constituted a body politic and corporate, in law, by the name of Saint Luke's Hospital of South Bethlehem, Pennsylvania, and by that name they and their successors shall have perpetual succession and power to sue and be sued, to make and use a common seal, and the same to change at pleasure, to purchase, take, hold, receive and enjoy any lands, tenements or hereditaments, in fee simple or otherwise, and any goods, chattels or property of any description whatsoever, real or personal, and whether acquired by gift, grant, devise or bequest, or otherwise, and the same to grant, convey, lease, assign, sell or otherwise dispose of, for the purpose of said corporation.

Corporators.

Name.

Powers and privileges.

SECTION 2. That the object of said corporation shall be the care, nurture and maintenance of sick, injured, maimed, infirm, aged and indigent persons, and of orphan, half orphan and destitute children, the providing for the temporal and spiritual welfare, and the erecting, building or otherwise procuring a suitable building or buildings for the purposes aforesaid.

Object.

SECTION 3. That the affairs and management of the property and concerns of said corporation shall be conducted by, and the corporate powers granted by this act are hereby vested in a board of twenty-one (21) trustees, who shall have power to fill vacancies, and also to increase the number of trustees, in manner prescribed in the next succeeding section of this act; said board of trustees shall have power to make and adopt such by-laws, rules and regulations, and other measures for the management of the affairs of said corporation, as to them shall seem meet and proper, and to appoint, hire and employ superintendents, officers, agents or employees, and to prescribe and fix the respective duties, rights and wages of the same; the first board of trustees shall be composed of the persons named in the first section of this act; the president of the board of trustees shall always be the bishop of the Protestant Episcopal church in the diocese in which said hospital may be located.

Management vested in trustees.

Powers of trustees.

First board. President.

Admission of churches to representation in board.

Proviso.

Vacancies.

Meetings of trustees.

Property exempt from taxation.

SECTION 4. Whenever the rector, church wardens and vestrymen of any Protestant Episcopal church in the Protestant Episcopal diocese in which said hospital is situated, shall communicate to said board of trustees their desire to have said church represented in said board of trustees, and shall nominate one or more of its members for that purpose, the said board of trustees may, if they deem it expedient, admit such church to representation in its councils, and shall elect one or more lay members into said board: *Provided always*, That the rectors of any and all churches which may be represented on said board, shall be *ex officio* members of said board, and whenever they or any of them shall cease to be rectors of any such churches, they shall cease to be members of said board of trustees; whenever any vacancy shall occur it shall be filled by electing a new member from the same parish or church from which the former member came.

SECTION 5. That the president of said board shall fix the time and place of the first meeting of said trustees, and subsequent meetings may be held at the call of the said president, or of such number of said trustees, at such time and place, and upon such notice as the by-laws of said corporation shall prescribe.

SECTION 6. That the property and effects of said corporation shall not be liable to the imposition of any tax, charge or assessment by the state, county, township or town in which it is situated.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 590.

An Act

Providing for the better protection of sheep and for the taxing of dogs in Harrison township, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That it shall be the duty of the assessor of Harrison township, Allegheny county, to make, annually, an accurate return and assessment of all dogs upwards of one month old,

Assessor to make return of dogs owned.

owned or possessed by any person or persons within the said township, particularly noting the number owned or possessed by each person, and kept about any one house; and the school directors of said township shall at the same time they make their duplicate for school taxes, levy and collect or cause to be collected, annually, from any person or persons owning and possessing one dog one dollar, and for every additional dog kept about the same house two dollars, and for each female dog three dollars, for which the said collectors of school tax shall be allowed five per centum per annum out of the money so collected and paid to the treasurer of the school board of said township, whose duty it is hereby made to receive and disburse the same as hereinafter provided, for which services the said school treasurer shall receive three per cent. for amount received and disbursed by him; and it shall be the duty of said treasurer to keep separate accounts of the money arising from the tax on dogs, and the said money shall be and is hereby appropriated as a fund for remunerating the inhabitants of the said township for any loss they may sustain after the passage of this act by sheep destroyed by dog or dogs.

Tax to be levied and collected.

How appropriated.

SECTION 2. That when any inhabitant of the township aforesaid shall have any sheep destroyed by a dog or dogs, he or she may apply to the auditors of said township, who are hereby appointed appraisers of damages done by dogs in their township, and they, or any two of them, are hereby required to view and ascertain the amount of damages sustained by the owner of such sheep destroyed as aforesaid, and when they shall have ascertained the legality of the claims and damages so sustained, they, or any two of them, shall certify the same under their hands and seals, and draw their warrant on the said school treasurer for the amount so certified, to be paid out of the fund arising from the tax on dogs; and if it shall appear to the said auditors that the owners aforesaid did not make a true return to the proper assessor of the said dog or dogs, the said owner shall not receive any part of the said damages, but shall be liable for the appraiser's fees per diem; and if there shall not be sufficient money in the treasury belonging to the said fund, then the said warrant shall be kept by the person in whose favor it shall be drawn, and be paid out of the first money that shall come into the treasury belonging to said fund.

Persons suffering losses may apply to township auditors.

Duties of auditors.

When right to compensation may be forfeited, and owners liable for appraiser's fee.

SECTION 3. The said school directors shall have the like authority and power to collect the dog tax in their township, that they have for the collection of school taxes; and the auditors shall receive like compensation for the performance of their duties under this act, as they receive for other services, to be paid out of said fund; and it shall also be the duty of said auditors to annually settle the account of the said school treasurer with said fund.

Power of school directors to levy tax.

Compensation of auditors.

Settlement of account of treasurer.

SECTION 4. That should such fund accumulate in said treasury to an amount beyond what the auditors may think necessary to carry out the provisions of this act, as hereinbefore provided for, they shall have power, and are hereby required every three years, to set apart such surplus for common school purposes in said township, and the same shall be paid

Surplus moneys to be appropriated to school purposes.

out and settled for as all other moneys of the general school fund are paid out, accounted and settled for.

Penalty for neglecting to return dogs.

Dogs found worrying sheep may be killed.

SECTION 5. Any person neglecting or refusing to make a faithful return of all the dogs in their possession, shall forfeit and pay a fine of five dollars, the one-half to the informer, and the remainder to go to the treasury; and it shall be lawful for any person or persons to shoot or kill any dog or dogs found or known to be chasing or worrying sheep, or accustomed so to do within this township, without liability on the part of such person or persons to pay any damage therefor.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 591.

An Act

Entitled "An Act in reference to the collection of certain taxes in the city of Allegheny, and directing the controller of said city to receive proposals from banks or banking institutions for certain deposits."

Controller to solicit proposals for deposit of city funds.

To submit same to finance committee.

Proposals to be opened, and deposits awarded to banks offering highest rate of interest.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That within thirty days after the passage of this act, and annually thereafter, at such time as shall be fixed by ordinance of councils, it shall be the duty of the controller of the city of Allegheny, to solicit proposals, either by public notice in the official papers of the city or by written notices to the banks and banking institutions of said city, for the deposit therein, on interest, of the funds of said city; said proposals shall specify the rate of interest offered on the current daily balances, and the security as such depository; the controller shall submit the proposals received to the next regular meeting of the finance committee of said councils.

SECTION 2. It shall be the duty of the said finance committee, to meet upon the receipt of said proposals, when they shall be opened and awarded to the two banks and banking institutions offering the highest rate of interest on said balances, the custody of said money, upon their giving such security as may be satisfactory to the finance committee of said councils; if more than two banks or banking institutions should propose the same rate of interest, which is the maximum offer, then the

said finance committee shall determine to which bank or banking institution the custody of said money shall be awarded.

SECTION 3. It shall be the duty of said banks or banking institutions, to pay out the money deposited with them on the voucher of the city treasurer, or in such manner as councils may by ordinance determine. How banks to pay out money.

SECTION 4. The treasurer of said city shall be the receiver of all taxes levied in said city, whether for city, poor, park, school and school building tax, or improvement purposes; said treasurer shall deposit daily, all moneys received, (except school and school building tax,) in the depositories selected by said finance committee. City treasurer to receive all taxes and deposit same daily.

SECTION 5. It shall be the duty of all officers who collect the city moneys, from whatever source collected, to pay the same into the city treasury, at least once in every thirty days. Duty of officers collecting city moneys.

SECTION 6. It shall be the duty of all aldermen in and for said city, to make return under oath, to the city controller at least quarterly, in January, April, July and October, of all moneys collected by them in their official capacity, from fines, forfeitures and from all other sources of which a portion accrues to the city, and they shall pay such portion into the city treasury at the time required to make such report. Duty of aldermen.

SECTION 7. The city treasurer of said city shall pay over to the treasurer of the board of control, and to the board of each ward, all moneys belonging to them, at such times as the board of control and the ward boards may direct; the cost of collecting shall be *pro rated* in proportion to the amount of taxes collected. City treasurer to pay moneys to board of control and ward boards. Cost of collecting.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 592.

An Act

For the protection of rabbits and partridges, in certain townships of Lancaster county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for any person within the townships of Ephrata, East

Cocalico, West Cocalico and Brecknock, in the county of Lancaster, to shoot, kill or in any way trap or destroy any rabbit, between the first day of January and the first day of November, in the present year, and in each and every year thereafter, nor any partridge within three years after the passage of this act; and any and every person so offending against the provisions of this act shall, upon conviction thereof before any alderman or justice of the peace, forfeit and pay the sum of five dollars for each and every offence, one-half of said amount to go to the use of the informer, who is hereby made a competent witness, and the other half to the use of the school fund of the township wherein the offence was committed: *Provided*, That the provisions of this act, so far as the same relates to the killing of partridges, in said township of Brecknock, shall not be enforced during the month of December in each year.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 593.

An Act

To incorporate the Young Men's Library Association of the borough of New Brighton, Beaver county, Pennsylvania.

Corporators. Title. Objects. Powers and privileges.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Jacob S. Winans, Robert S. Kennedy, Adrian C. White, Evan Pugh, Horatio W. Wilde, C. I. Wendt, James G. Pontefract and John F. Miner, and their associates, members of the Young Men's Library Association of New Brighton, and all who may hereafter become members, and are hereby erected into a body politic and corporate in deed and in law, by the name, style and title of the Young Men's Library Association of New Brighton, for the objects of promoting and encouraging general information upon commerce, manufactures and the mechanic and useful arts. SECTION 2. That the said corporation by the same name, style and title shall have perpetual succession, and be able to sue and be sued, plead and be impleaded in all courts of law and elsewhere, and shall be able and capable in law and equity to take, purchase, hold and receive to them and their succes-
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sors for the use of said society, lands, tenements, choses in action, goods and chattels of whatever kind, nature or quality, real, personal or mixed, which now are or hereafter may become the property of said corporation, or be held for their use, by gift, grant, bargain, sale, conveyance, devise, bequest or otherwise, from any person whomsoever capable of making the same, and the same to grant, bargain, sell, mortgage, improve or dispose of for the use and benefit of the said society, and in general, to do all things which may be necessary for the well-being and due management of said corporation.

SECTION 3. All moneys now due and owing to the said association shall be taken and deemed to be moneys due and owing to the said corporation, and all property, real or personal, now owned by said association, shall be held and owned by the said corporation: *Provided*, That the yearly income or value of said estate shall not exceed five thousand dollars.

Moneys and property of association, to be held by corporation.
Income limited.

SECTION 4. The members of said association shall, on the evening appointed for their next regular meeting after the passage of this act, meet in their hall and organize their association under this act of incorporation, and shall have full power to enact and enforce such by-laws and ordinances as they shall think proper for their government, and for the regulation and transaction of the business of said association, and to make, use and have a common seal, and the same to break, alter and renew at their pleasure, and shall have power to select such officers and at such times as they may deem proper: *Provided*, That the by-laws and ordinances and all the acts of said association shall not be contrary to this charter nor to the constitution and laws of the United States or of this commonwealth.

Organization.

By-laws and ordinances.

Seal.

Officers.

SECTION 5. No enumeration of powers, privileges and duties herein contained shall be so construed as to exclude others not enumerated, which are necessary to the proper fulfillment of the designs and purposes of this act, and not inconsistent with its express provisions and limitations.

Construction.

SECTION 6. For the encouraging and fostering of institutions for the education and elevation of the people, the real and personal property of the Young Men's Library Association of New Brighton is hereby exempted from taxation except for state purposes.

Property exempted from taxation.

SECTION 7. The legislature hereby reserves the right to alter, amend or repeal this act, in such manner however as to do no injustice to the corporators.

Reservation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 594.

An Act

To increase the capital stock of the Columbia Gas Company and to give each share of stock one vote.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the managers of the Columbia Gas Company be and they are hereby authorized and empowered to increase the capital stock of said company, from the present fixed amount of fifty thousand dollars, to the sum of seventy-five thousand dollars, and that all elections for officers and other meetings of stockholders, every share of stock held by any one shall be entitled to one vote.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 595.

An Act

To incorporate the Baggage Masters and Passenger Train Brakesmen Life Insurance Company of the United States.

Corporators.

Title.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That G. D. Watson, Thomas M'Adams, Richard H. Graham, W. W. Husler, Robert Furlong, Robert Eastburn, Charles R. Mattson, John A. Linder, John W. Kinch, Wm. T. Gallaher, Wm. K. Snitcher, John P. Black, C. M'Ginley, Frank Cord, Geo. A. Alcorn, A. J. Scott, J. B. Lowrey, G. N. Reiff, Morgan Rambo, D. Laughlin, Thomas Dugan, W. T. Wolff, Thomas Robinson and their associates, or any seven of them, be and they are hereby created a body politic, by the name, style and title of the Baggage Masters and Passenger Train Brakesmen Life Insurance Company of the United States, and by such name and title shall have perpetual succession, and

shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving in its corporate name, property, real, personal and mixed, and of using and applying such property for the purpose of transacting the business of said company, upon such terms as may be agreed upon by contracting parties. Powers and privileges.

SECTION 2. That the said company shall have power to make such constitution and by-laws as they may deem proper to enable them to carry out the object of the corporation, and the same to alter, amend, add to or repeal at their pleasure: *Provided*, Such constitution or by-laws shall not be contrary to the constitution of the commonwealth or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of membership, in such forms and subject to such regulations as they may from time to time by their by-laws prescribe, in what manner their contracts and obligations shall be executed. Constitution and by-laws.
Seal.
Certificates of membership.
Contracts.

SECTION 2. That the office of said company shall be permanently located in the city of Philadelphia. Office.

SECTION 4. That the incorporators named in this act shall elect persons to serve as officers of the company, and shall hold their offices until their successors shall have been elected in accordance with the by-laws. Officers.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 596.

A Further Supplement

To an act, entitled "An Act to incorporate the president and managers of the Kensington and Oxford Turnpike Road Company," approved the seventeenth day of March, one thousand eight hundred and forty-two, authorizing said company to construct a branch road upon Rising Sun lane.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the president and managers of the Kensington and Oxford Turnpike Road Company be and they are hereby authorized and empowered to construct a branch to their said turnpike road, along, over and upon the present bed of Rising Sun May construct branch road.

	lane, from its intersection with their said turnpike to its intersection with the Old York road, or to any point on said lane between said intersection.
How road to be constructed.	SECTION 2. The said branch road shall be constructed of the same material, and in the same manner, as is provided for the construction of the main road in the act to which this is a further supplement: <i>Provided however</i> , That it shall not be incumbent upon the said company to open said Rising Sun lane to a greater width than it is at present laid out and determined, but the said company is hereby required to make an artificial road thereon of at least twenty feet in width.
Width.	
May increase capital stock, and sell shares thereof.	SECTION 3. That in order to carry out the full intent and meaning of this act, the said the president and managers of the Kensington and Oxford Turnpike Road Company are hereby fully authorized and empowered to increase their capital stock by any number not exceeding one thousand shares, and to sell, at such price as they can obtain therefor, any number of such shares of stock.
Tolls.	SECTION 4. The tolls to be charged and collected upon said branch road shall be at the same rates that the said president and managers of the Kensington and Oxford Turnpike Road Company are now authorized to charge and collect upon the main road; and it is hereby enacted that all the powers, immunities and privileges granted or conferred by the act to which this is a further supplement, and the several supplements thereto, shall be considered to apply to said branch road hereby authorized to be constructed: <i>Provided however</i> , That it shall not be lawful for said corporation to erect any toll-gate or any toll-house upon the branch road hereby authorized to be constructed, but toll for travel thereon shall be collected on the main road.
Powers and privileges.	
Not to erect gates on branch.	

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY

No. 597.

An Act

To authorize the sale and purchase of the Richborough and Feasterville Turnpike Road.

Preamble.

WHEREAS, The Bustleton and Summerton Turnpike Road and the Richborough and Feasterville Turnpike Road connect and form one continuous line of turnpike road:

And whereas, The Richborough and Feasterville Turnpike Road Company, by their charter, are granted like powers, are subject to like duties and regulations, and are entitled to like tolls as are given to the Bustleton and Summerton Turnpike Road Company :

And whereas, The Bustleton and Summerton Turnpike Road Company are desirous of purchasing the Richborough and Feasterville Turnpike Road, and the Richborough and Feasterville Turnpike Road Company are desirous of selling their road to the Bustleton and Summerton Turnpike Road Company :

And whereas, It is the general belief that the aforementioned sale and purchase would facilitate and increase the travel upon the aforesaid line of travel ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Richborough and Feasterville Turnpike Road Company to sell and convey all the right, title and interest of, in and to their property, franchises and turnpike road to the Bustleton and Summerton Turnpike Road Company. Sale of road authorized.

SECTION 2. That the said Bustleton and Summerton Turnpike Road Company are hereby authorized to purchase and take all the right, title and interest of, in and to the property, franchises and turnpike road of the Richborough and Feasterville Turnpike Road Company. Purchase of same authorized.

SECTION 3. That under and by virtue of such sale, purchase and conveyance, it shall be lawful for the Bustleton and Summerton Turnpike Road Company to have and hold the aforesaid property, franchises and turnpike road as a part of the said Bustleton and Summerton Turnpike Road, and under and according to the provisions, limitations and restrictions of the charter, laws and regulations of the Bustleton and Summerton Turnpike Road Company: *Provided*, The width of the said road, and the width of the artificial part thereof, shall not be affected by this act. How to be held.
Proviso.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 598.

An Act

To authorize the councils of the city of Philadelphia to open Meadow street, in the Twenty-third ward.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the councils of the city of Philadelphia are hereby authorized to open Meadow street from Cherry street to Mulberry street, in the Twenty-third ward, and place the same upon the city plans.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 599.

An Act

To revise the grades of a part of the Twentieth and Twenty-eighth wards of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the councils of the city of Philadelphia are hereby authorized and directed to revise the grades of so much of the Twentieth and Twenty-eighth wards as are bounded by Franklin street, Tenth street, Berks street and Dauphin street: *Provided,* That nothing in this act contained shall be construed to authorize the adoption of any grade within the territory named which will require any of the streets, either within or without said territory, to cross the line of the Philadelphia, Germantown and Norristown railroad at grade.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 600.

A Supplement

To an act, entitled "An Act authorizing the supervisor of New Castle township, Schuylkill county, to make, repair and keep in good order and condition the public roads, bridges, culverts in said township."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly, entitled "An Act authorizing the supervisor of New Castle township, Schuylkill county, to make, repair and keep in good order and condition the public roads, bridges, culverts in said township," be and the same is hereby extended to Mahanoy township, Schuylkill county: *Provided,* That the expense of repairing and keeping in good order and condition the roads, bridges, culverts shall not in any one year exceed six thousand dollars, except in case of actual freshet or other extraordinary accident the court of quarter sessions may otherwise direct as provided in aforesaid entitled act.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 601.

An Act

To authorize the auditor general to examine and settle the accounts of Hugh B. Stein and George C. Vincent.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be authorized and he is hereby directed to examine the claims of Hugh B. Stein and George C. Vincent, for transportation of troops, and if found correct, to issue his warrant on the state treasurer, who shall pay the

amount awarded out of any moneys not otherwise appropriated.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 602.

A Supplement

To an act, entitled "An Act to incorporate the Lancaster and Reading Narrow Gauge Railroad Company," approved May tenth, one thousand eight hundred and seventy-one.

Authorized to
issue additional
capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Lancaster and Reading Narrow Gauge Railroad Company is authorized to issue an additional capital stock, not exceeding five thousand shares, of the par value of fifty dollars per share, for each and every road now constructed, or to be hereafter constructed, under the charter of the said company.

May mortgage
road and issue
bonds.

Proviso.

SECTION 2. That the said company is authorized to specially mortgage any such road, branch, lateral or diverging line, the road bed, and other real estate acquired or to be acquired therefor, the income thereof, and the franchise, so far as the same are applicable thereto, and may issue plain or coupon bonds, secured by such mortgage not exceeding the rate of interest fixed in the charter of this company: *Provided*, That such mortgage shall not exceed fifteen thousand dollars per mile in addition to the amount of mortgage bonds now authorized to be issued under the charter of this company.

Amounts of
bonds.

SECTION 3. That the bonds issued under the charter of this company, and this supplement, shall be issued in amounts not less than one hundred dollars nor more than one thousand dollars; and the said company is authorized to control and regulate the gauge of said road, and its branches, under the provisions of an act, entitled "An Act regulating railroad companies," approved February nineteenth, one thousand eight hundred and forty-nine, and the several supplements thereto.

Gauge of road
and branches.

SECTION 4. That the said company shall have the right to construct branch roads from any point on the line of the road between Lancaster and Reading not exceeding ten miles in length. May construct branches.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 603.

A Supplement

To an act to incorporate the State Mutual Savings Fund, Loan and Building Association of Philadelphia, approved the twenty-seventh day of May, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the second section of said act be altered and amended by substituting the words, "owners thereof," for the word "members," at the end of said section; and that section fourth be altered and amended by inserting the words, "to the members thereof and others," immediately after the first occurrence of the word "directors" in said section, and by adding thereto the following words, namely: "And such loans shall be made and disposed of to the highest and best approved bidder, for priority of right or otherwise, as the by-laws may provide: *Provided*, That nothing herein contained shall authorize said association to engage in the business of banking." Portions of former act amended.

SECTION 2. That it is hereby declared to be intention of the act to which this is a supplement that the provisions of the first paragraph of section second of said act, and of sections fifth and sixth, shall extend and apply only to the building association of said company, and that the provisions of the second paragraph of section second and of section fourth shall extend and apply only to the savings fund and loan association of said company. Intention of former act.

SECTION 3. That the said association shall be entitled to all the privileges and immunities, and be subject to all the limitations and restrictions of an act, approved the twelfth day of April, one thousand eight hundred and fifty-nine, entitled "An Act to confer on certain associations of the citizens of this commonwealth the powers and immunities of corporations" Privileges, restrictions, &c.

and bodies politic in law, and to confirm charters heretofore granted," and the several supplements thereto, so far as the same are not altered or supplied by the act of incorporation or by this supplement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 604.

An Act

To vacate a part of Third street, in the borough of Pottsville.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of Third street, in the borough of Pottsville, as extends from Minersville street to Sanderson street, be and the same is hereby vacated, and the title to the soil over which the same is laid, is hereby vested in the owner or owners of the property fronting upon the said street, with like effect as if the same had been legally vacated by a decree of the court of quarter sessions of Schuylkill county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 605.

An Act

Relative to the sale of the real estate of Patrick H. Gillick, deceased,
late of Kidder township, Carbon county.

WHEREAS, Patrick H. Gillick, late of Kidder township, Carbon county, died intestate, seized in fee of certain real estate situate in the counties of Carbon and Luzerne:

And whereas, It is to the advantage of the estate of said Patrick H. Gillick to sell the said real estate, situate as aforesaid, at the same time and place as one property, for the payment of said decedent's debts and the education of his minor children, in pursuance whereof the orphans' court of Carbon county has made a decree authorizing the administrators of said decedent to sell the real estate of said decedent, situate in said counties of Carbon and Luzerne, for the payment of the debts of said decedent and the education of his minor children; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the decree of the orphans' court of Carbon county authorizing the administrators of said decedent to sell the real estate of said decedent, situate in said counties of Carbon and Luzerne, for the payment of the debts of said decedent and the education of his minor children, and all the proceedings therein, be validated and confirmed; and it shall be the duty of the orphans' court of Luzerne county, upon petition of the administrators of said decedent, reciting the action of the orphans' court of Carbon county, to make an order for the sale of the real estate of said decedent in said county of Luzerne, in compliance with the said decree of the orphans' court of Carbon county; and the said administrators shall make return of their proceedings, in relation to said sales, to the orphans' courts of the respective counties in which the real estate so sold lies, when, if the same be approved by the said courts, said sales shall be confirmed, and the titles acquired thereby shall be as complete and full as titles can now by law be acquired under sales of the orphans' courts for the payment of debts.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 606.

An Act

Changing the time of holding the township and borough elections in the county of Warren.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

When elections
to be held.

Proviso.

Repeal.

That hereafter borough and township elections within the county of Warren shall be held on the second Tuesday of February: *Provided*, That officers elected at the last borough and township elections shall hold their offices until their successors are elected and duly qualified.

SECTION 2. That all acts and parts of acts inconsistent herewith, so far as the same relate to Warren county, are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY:

No. 607.

An Act

To incorporate the Broadway Hall Company of New Brighton, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Incorporation.

Name.

Subscribers to
stock may hold
property as cor-
poration, and
increase sub-
scriptions to
stock.

That the association of subscribers, B. B. Chamberlin, A. D. Gilliland and company, E. B. Thompson, and W. W. Irvin and others, shareholders and co-owners of the stock of the New Brighton Hall Company, in New Brighton, Beaver county, Pennsylvania, be and the same is hereby incorporated under the name of Broadway Hall Company.

SECTION 2. That the subscribers to stock in said company are hereby authorized to hold and possess as a corporation, their leasehold and other property, including buildings, furniture, equipments and fixtures, in shares as now divided of fifty dollars each, and to increase the subscriptions of capital

stock to a sum not exceeding fifteen thousand dollars, said shares payable in such manner and sums as the company may prescribe, and for the non-payment thereof be liable to forfeiture after reasonable demand and neglect to pay up the required instalments.

SECTION 3. That the said company is authorized as a corporation, to acquire, hold, use and occupy or lease the said public hall now erected on lots numbers three hundred and thirty six and three hundred and thirty-eight, in New Brighton borough, in Beaver county, Pennsylvania, for public lectures, exhibitions, operas, concerts and for any and all meetings lawfully authorized, on such terms and conditions as by the regulations under its manager or directors shall be prescribed from time to time. Use, &c., of hall.

SECTION 4. That all agreements, contracts and stipulations as to the public hall now erected on lots numbers three hundred and thirty-six and three hundred and thirty-eight, from its commencement now subsisting, shall be assumed, confirmed and carried out and fulfilled by said company, as fully as if previously contracted by said company in its corporate capacity. Agreements now subsisting to be assumed by company.

SECTION 5. That in order to complete, enlarge, modify or change the said hall erection, and to furnish and adorn the same, said company shall be authorized to borrow a sum of money not to exceed five thousand dollars, and to give a mortgage on their property, at an interest not exceeding eight per centum per annum to secure the same: *Provided however*, No dividend shall be declared by said company to stockholders so long as any such obligation or note for borrowed money remains unpaid and outstanding. May borrow money and mortgage property.

SECTION 6. That the said company shall be managed by a board of directors, five (5) in number, to be elected annually, on the second Monday of January of each year, by ballot of stockholders representing a majority of stock, each share having one vote; and that at the first election of the company, to be held on the first Monday of May, one thousand eight hundred and seventy-two, by a called meeting, the said directors so elected, and their successors, shall hold their respective offices until the next succeeding annual election thereafter, as herein provided, and until others are elected. Directors.

SECTION 7. That said company is authorized to establish and ordain such by-laws as shall be deemed necessary, in managing the affairs of said company, not inconsistent with this act and the laws of the commonwealth of Pennsylvania. By-laws.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 608.

A Further Supplement

To an act, passed the thirteenth day of April, Anno Domini one thousand eight hundred and seventy, entitled "An Act to allow the qualified electors of Bedford county to vote for or against the sale of the present poor house property," et cetera.

Preamble.

WHEREAS, By said act of thirteenth April, one thousand eight hundred and seventy, it was, under certain circumstances, made the duty of the commissioners appointed under the provisions of said act to purchase other real estate, not exceeding one hundred and seventy-five acres, and erect thereon suitable buildings for the accommodation of the poor, et cetera:

And whereas, The said act gives no directions as to whom the title for said real estate should be made:

How title to real estate purchased to be taken.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. and it is hereby enacted by the authority of the same, That the title to the real estate purchased by the commissioners under the power given to them in said act of assembly, and supplement thereto, be taken by them or their successors, in their own names, as commissioners in trust for the directors of the poor and house of employment for the county of Bedford; said commissioners or their successors to have the possession and control thereof until the necessary buildings are erected, and the same can be passed over to the directors of the poor for occupation under their directions.

Commissioners may increase interest on bonds in certain cases.

SECTION 2. That in case said commissioners cannot negotiate the bonds which they have been authorized to issue in said act, at the rate of interest therein mentioned, they shall then have power and are hereby authorized to allow interest, not exceeding seven per cent. per annum, on the same or on any part of them not taken at a less rate of interest.

Compensation of commissioners.

SECTION 3. That in lieu of the compensation fixed in the aforesaid act, each of said commissioners shall receive the sum of three dollars per day for the time spent in the discharge of his duties from the commencement of the same.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 609.

An Act

To authorize the Danville, Hazleton and Wilkes Barre Railroad Company to borrow money and to issue additional shares of capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Danville, Hazleton and Wilkes Barre Railroad Company be and it is hereby authorized to borrow any sum or sums of money not exceeding one million dollars, bearing interest at a rate not exceeding eight per centum per annum, with or without provision for the payment by the company of any or all taxes on the principal or interest thereof, and to secure the payment of said bonds by a second mortgage upon the whole or any portion of the railroad, estate, real and personal, corporate rights and franchises acquired, and that may hereafter be acquired by said company: *Provided,* That no bond shall be issued for a less sum than one hundred dollars.

Authorized to
borrow money.

SECTION 2. That the said company be and is hereby authorized to issue four thousand additional shares of its capital stock, whenever the stockholders shall so elect, at a meeting called for that purpose, by a majority of the stock represented: *Provided,* That none of said bonds shall be issued without the consent of the lessee.

May issue additional shares of
capital stock.
Provided.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 610.

An Act

To incorporate the Warwick Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.	That William Stevenson, Griffith Jones, Benjamin P. Hunt, John Wood, George W. Jones and Henry Potts, and such others as may be associated with them, and their successors, be and the same are hereby erected into a body corporate and politic, by the name, style and title of the Warwick Iron Company, with a capital stock of one hundred thousand dollars, with power to increase the same to five hundred thousand dollars, to be divided into shares of one hundred dollars each.
Title. Capital stock	
Directors.	SECTION 2. That the affairs of said company shall be managed by a board of five directors, one of whom shall be president, who shall be chosen by the stockholders; the first election shall be held within one year after the date of this act, of which public notice shall be given at least four weeks in one newspaper published in each of the counties of Montgomery, Berks and Chester, and subsequent elections shall be held at such time and place, annually, as the directors shall determine, of which the same notice shall be given; all elections shall be by ballot, and every share of stock subscribed and paid in shall entitle the holder to one vote, in person or by proxy: <i>Provided</i> , That in case of failure to hold an election under this act, the former directors shall continue in office until their successors be duly elected; and in case of the death or resignation of any director, the remaining directors shall elect a person to serve until the next annual election.
Elections.	
Vacancies.	
Privileges.	SECTION 3. That this corporation shall have authority to hold and use a common seal, and the same to alter, amend or change at pleasure, and by the style and title aforesaid shall be capable in law to sue and be sued before any court in this commonwealth, may do and make all needful rules and regulations and by-laws for the well-ordering of the affairs of the corporation, so that the same shall in no wise conflict with or be contrary to the laws and constitution of the commonwealth or of the United States.
Further privileges.	SECTION 4. That the said corporation, by the name aforesaid, may hold, in the counties of Montgomery, Chester, Lancaster, Berks and Cumberland, iron ore and limestone lands and furnace site, to not exceed two thousand acres of land at one time, with power to mortgage, sell, lease or otherwise dispose of the same, or any part thereof; and the capital of the company may be employed in the making and manufacturing of pig iron and malleable iron, and the necessary machinery therefor, and also of mining, transporting and vending iron ores, limestone and iron, and such other supplies as may be needful or useful for the prosecution of the business.
Employment of capital.	
Stock transferable.	SECTION 5. That the stock may be transferred agreeable to the by-laws which may be adopted by the corporation.
Dividends.	SECTION 6. That the dividends may be declared and paid when the directors deem it advisable, but said dividends shall in no case exceed the amount of actual profits acquired by the corporation; and if the directors shall make a dividend of more than the actual net profits the directors consenting thereto shall be severally liable to the corporation, in their individual capacity, for excess so divided and paid.

SECTION 7. That this act shall not take effect until forty thousand dollars have been subscribed and five per centum of the same paid in, of which notice shall be given, on oath or affirmation of the president of the company, to the governor, to be filed in the office of the secretary of the commonwealth, whereupon the governor shall issue letters patent to the corporators. When act to take effect.
Letters patent.

SECTION 8. That the subscription of stock may be paid in real estate or in ore mining leases, appropriate to the business contemplated by this act, at a *bona fide* cash valuation, to be agreed upon by a majority interest of the subscribers and stockholders; and the said corporation may issue bonds and sell the same at the market value, notwithstanding it may be less than par: *Provided*, That no bond shall be issued for a less sum than one hundred dollars. Payment of subscriptions to stock.
May issue and sell bonds.

SECTION 9. That this charter shall expire at the end of twenty years; and the legislature hereby reserves the right to amend, alter or repeal the charter at any time, in such manner, however, as shall not do injustice to the corporators. Limitation.
Reservation.

SECTION 10. That the stockholders of said company shall be liable for all debts and contracts of said company, for work or labor done and performed for said company, to be sued for and recovered and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act to incorporate the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three. Individual liability.

SECTION 11. That the said company shall pay a bonus of one-half per centum on the capital said company, and upon any increase thereof, payable in four equal annual instalments; the first payment shall be made in one year from the date hereof, and shall pay such tax on dividends as is or may be provided by law. Bonus
Tax on dividends.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 611.

An Act

To provide for an additional road tax in Girard township, Erie county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Assessment, &c.,
of poll tax, rela-
tive to.

That from and after the passage of this act, all the male persons of the age of twenty-one years and upwards, in the township of Girard, in the county of Erie, shall be assessed by the road commissioners of said township of Girard, one day's labor over and above his valuation, to be worked out on the public road in the district where said male person shall reside, which tax may be termed a poll tax; and if any such person so assessed with one day's labor, shall refuse or neglect to perform said day's labor, after due notice to him by the pathmaster of district, such person or persons so refusing or neglecting, shall pay in money the amount which one day's labor would be worth as fixed by said road commissioners, to be collected by the commissioner's warrant, issued to the constable of the township according to section seven (7) of the existing laws.

Repeal.

SECTION 2. The act of April fifteenth, Anno Domini one thousand eight hundred and sixty-nine, or so much thereof as relates to work on public roads in Girard township, in the county of Erie, is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 612.

An Act

Appointing commissioners to lay out, locate and open a state road from a point at or near the mansion house of John Albert, in Bethel township, Lebanon county, to a point on line of lands of William Edris and David Hunsicker, in Tulpehocken township, Berks county.

Commissioners
appointed.

Location of road

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John L. Meyer, Franklin Walter, of Lebanon county, and Henry Walborn, of Berks county, are hereby appointed commissioners for the purpose of laying out and opening and making a state road, commencing on the public road leading from Mt. Aetna, in Berks county, to Jonestown, in Lebanon county, at or near the mansion house of John Albert, in the

township of Bethel, in the county of Lebanon, to the public road leading from Myerstown, in Lebanon county, to Pinegrove, Schuylkill county, at a point on line of land of William Edris and David Hunsicker, in the township of Tulpehocken, in county of Berks.

SECTION 2. That when said road shall have been surveyed and located, it shall be the duty of said commissioners to make a draft of the same, which shall be filed of record in the courts of quarter sessions, respectively, of the counties of Lebanon and Berks, and when so filed, said draft, and the record thereof, shall be legal evidence in all things relating to the same; that any two of said commissioners shall be deemed a quorum, and sufficient to do anything authorized to be done by this act, having a due regard to a straight and easy road at an elevation of not more than three degrees from a horizontal line, and shall clearly and distinctly mark the points on the route located; the said commissioners shall receive three dollars per day for each day they shall be necessarily engaged in the performance of their duty under the provisions of this act; they shall employ a practical surveyor, at the rate of five dollars per day, and two chain bearers, at two dollars per day: *Provided*, That one of the commissioners may act as the surveyor, but he shall not receive more than five dollars per day as commissioner and surveyor; before entering upon the duties required by this act, the commissioners and surveyor shall be sworn or affirmed before a justice of the peace to perform all the duties required of them truly and fairly.

Draft to be made and filed.

Quorum.

Elevation.

Points on route to be marked.

Compensation.

Survey or and chain bearers.

Commissioners and surveyor to be sworn.

SECTION 3. That it shall be the duties of the supervisors, or other officers having charge of the public roads in the several townships through which said road shall pass, upon a written notice being given by any person interested in its use, to proceed, without delay, to open, construct and keep in order and good repair said road, under a penalty of fifty dollars for neglecting the same, to be collected before any justice of the peace in the county where said officer resides.

Duties of supervisors.

Penalty for neglect.

SECTION 4. The commissioners appointed by this act shall file vouchers for their per diem pay and other necessary expenses with the commissioners of the counties through which said road shall pass, who shall adjust the same and pay them as other accounts and orders are paid, by warrants on the treasurer or otherwise: *Provided*, That neither of the said counties be liable to pay a greater proportion of said expenses than for the work done and service rendered within said county.

Expenses.

SECTION 5. That said commissioners shall meet on or before the first Monday of May next, or as soon thereafter as a majority of them may agree upon, and complete the location of said road; and if a vacancy should occur, by reason of resignation or otherwise, the remaining commissioner or commissioners may fill the vacancy by appointment of suitable persons.

Meeting of commissioners.

Vacancies.

SECTION 6. It shall be the duty of the commissioners to assess all damages sustained by owners of land by reason of

Damages.

said road, and said damages are to be paid as is now provided by law.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.
JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 613.

An Act

Relating to the return of the unseated road tax for one thousand eight hundred and seventy-one, by the supervisors of Genesee township, Potter county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Genesee township, Potter county, be and they are hereby authorized to make a return of the unseated road tax for the year one thousand eight hundred and seventy-one, for said township, at any time within thirty days after the passage of this act, and that it shall have the same force and effect as if it had been returned previous to January, one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.
JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 614.

An Act

Relating to the roads of West Finley township, Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of an act, approved the fourteenth day of March, one thousand eight hundred and sixty-four, relating to the roads of Uwchlan township, in Chester county, and East Bethlehem and East Pike Run townships, in Washington county, be and the same is hereby extended to West Finley township, in Washington county.

Certain act extended to.

SECTION 2. And that Alexander M'Cleary, Alex. Sprouls and James Haucher be and they are hereby authorized to act as the commissioners of the roads of said township, until otherwise ordered: *Provided*, That the provisions of section one, of this act, shall also apply to the township of Canton, in the said county of Washington, and James Taggart, William Clark and Wm. H. Cook are hereby constituted commissioners, with full powers to carry into effect the provisions of this act, until their successors are elected.

Road commissioners appointed.

Section one to apply to Canton township

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 615.

An Act

Supplementary to an act, entitled "An Act appointing commissioners to lay out and construct a road from Babb's creek to the coal mines at Antrim, in Tioga county," approved the sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That upon the completion of the road provided for in said act from Babb's creek to the coal mines at Antrim, and the settlement of the accounts of the commission created by said act, it shall be the duty of the supervisors of the township of Morris to issue the bonds of said township for the amount found to be due the commissioners for and upon the construction thereof; which bonds shall bear interest at a rate not exceeding seven per cent. per annum, and be payable by the application, annually, of the taxes set apart for the construction of said road: *Provided*, That the taxes set apart by the original act and this supplement shall not be less than one-half of one per cent. of the valuation in any one year: *And provided also*, That the whole of the road taxes on warrants numbers one

Upon completion of road, &c., supervisors of Morris township to issue bonds.

How bonds to be payable.

Taxes.

thousand five hundred and eighty-six and one thousand five hundred and eighty-seven, whether seated or unseated, shall be applied to the construction of said road and the payment of the bonds given for the same.

Township liab'le
for payment of
bonds.

Taxes received
to be paid to
bondholders.

SECTION 2. The said township of Morris shall be liable absolutely for the payment of said bonds, with the interest thereon; and the taxes so set apart for the construction of said road shall be paid by the county treasurer, *pro rata*, directly to the bondholders, so far as the said taxes shall be by him received.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 616.

An Act

To provide for the appointment of road masters in Rockland township, Venango county.

Road commis-
sioners to ap-
point road mas-
ters.

Repeal.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the road commissioners of Rockland township, Venango county, shall appoint road masters in said township, who shall discharge the duties of road masters in the same manner as if they had been elected under the law relating to the election of said road masters.

SECTION 2. All acts or parts of acts inconsistent herewith are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 617.

An Act

To annul the marriage contract between Robert Keeting Lovett and Ellen Rebecca Lovett, his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Robert Keeting Lovett and Ellen Rebecca Lovett, his wife, be and the same is hereby annulled and made void, and the parties released and discharged from said contract, and from all duties and obligations arising therefrom, as fully as if they never had been joined in marriage.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 618.

An Act

To provide for the erection of a bridge across the Shickshinny creek.

WHEREAS, The citizens of Shickshinny borough, in the county of Luzerne, labor under great inconvenience for want of a suitable bridge across Shickshinny creek, in said Shickshinny borough, on the site of the old bridge, Main street: Preamble.

And whereas, The whole cost of erecting said bridge would be an unjust and unreasonable charge upon said borough, greater than the commissioners of said county feel justified in incurring; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the supervisor of Shickshinny borough, in Luzerne county, and they are empowered and required to levy and collect a tax, not exceeding eight hundred dollars, out of the taxable property of said borough, accord-

Supervisor,
Shickshinny
borough, to levy
tax for erection
of abutments.

ing to the present adjusted valuation, which shall be appropriated under the direction of said supervisor to the erection of good and sufficient abutments for said bridge.

County commissioners to levy tax to erect bridge.

Superstructure to be erected under their control.

SECTION 2. That it shall be lawful for the commissioners of Luzerne county, and they are hereby authorized and required to levy and collect a special tax out of the property in said county, taxable for county purpose, sufficient to erect and construct a good and sufficient iron bridge upon the abutments prepared by the supervisors as aforesaid, not to exceed the sum of three thousand dollars: *Provided*, That the superstructure of said bridge shall be erected and constructed under the control and direction of the commissioners aforesaid, in the same manner as is provided by law for the erection of county bridges, and they shall proceed to contract for the construction of the same within six months from the date of the passage of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 619.

An Act

To extend the provisions of an act, entitled "An Act relating to roads in Worth township, Butler county," approved March sixteenth, one thousand eight hundred and sixty-six, to Centre township, Butler county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relating to roads in Worth township, Butler county," approved March sixteenth, one thousand eight hundred and sixty-six, be and the same are hereby extended to Centre township, Butler county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 620.

A Supplement

To an act relating to roads and elections of supervisors in the township of East Fallowfield, Chester county, approved the sixth of May, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the word "two" shall be inserted in place of the word "three" in section one, act approved the sixth day of May, Anno Domini one thousand eight hundred and seventy-one, relating to roads and election of supervisors in the township of East Fallowfield, Chester county.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 621.

An Act

To increase the compensation of road viewers, reviewers and surveyors, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on and after the passage of this act the compensation of the several road viewers and reviewers of the county of Allegheny shall be fixed at three dollars per day, and surveyors five dollars per day for each and every day actually employed in the discharge of their duties, and warrants are authorized to be drawn for the payment of the same. Compensation.

SECTION 2. All acts or parts of acts inconsistent herewith be and the same are hereby repealed. Repeal.

WILLIAM ELLIOTT,
Speakers of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 622.

An Act

To incorporate the Towanda and Wysox Free Bridge Company.

Commissioners.	<i>SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Job P. Kirby, John F. Means, A. G. Mason, John Beidleman, E. T. Elliott, C. S. Russell and M. C. Mercur, D. S. Pratt, James M'Cabe, D. A. Overton, E. O. Goodrich, Joseph Powell, James M'Farland, J. M. Ward, S. W. Alrich, of Bradford county, be and they are hereby appointed commissioners to open books, receive subscriptions, and organize a company under the name, style and title of the Towanda and Wysox Free Bridge Company, for the purpose of erecting a bridge across the Susquehanna river, from any point in the borough of Towanda to the township of Wysox, in the county of Bradford.
Title. Purpose.	
Capital stock.	<i>SECTION 2.</i> That the capital stock of said company shall be fifteen thousand dollars, to divided into shares of ten dollars each, with power to increase the same, if necessary, to an amount sufficient to build said bridge.
Election of directors.	<i>SECTION 3.</i> That whenever five thousand dollars of the capital stock shall have been subscribed, the commissioners named in this act, or any four of them, may hold an election for the directors of said company, of which election ten days' previous notice shall be given by handbills or otherwise; the board shall consist of seven directors, who shall elect from their number a president, treasurer and secretary.
President, &c.	
Directors may select location.	<i>SECTION 4.</i> That the directors so chosen shall have authority to select the location of said bridge within the limits hereinbefore mentioned; and the bridge erected under this act shall forever be a free bridge.
Bridge to be free	
Subject to.	<i>SECTION 5.</i> That this company shall be under the provisions and subject to all the restrictions of the act regulating bridge companies, approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-five, and its supplements, so far as the same are not inconsistent with this act.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 623.

A Supplement

To an act, entitled "An Act for the better protection of sheep in the county of Erie."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any inhabitant of Erie county shall have any sheep killed or injured by a dog or dogs, he or she may produce before a justice of the peace in the township, ward or borough in which he or she resides, evidence of such damages; it shall be the duty of such justice of the peace to hear the evidence offered and to carefully inquire into the case, and when he is satisfied from the evidence produced that such damage was actually done by a dog or dogs, and that it cannot be ascertained by whose dog or dogs it was done, then he shall certify to the commissioners of said county the amount of damages which he shall find to have been sustained by the owner of such sheep; and the said commissioners shall draw their warrant on the treasurer of the county for the amount so certified, to be paid out of the funds arising from the tax on dogs; such justice of the peace shall be entitled to receive the sum of one dollar for each such case he shall hear, to be paid from said fund on warrant from the county commissioners.

Inhabitants suffering losses may produce evidence before Justices.

Duty of Justices.

Payment of damages.

Compensation of Justices.

SECTION 2. If it can be ascertained to whom the dog or dogs which have done damage to sheep belong, such damage shall not be paid out of the fund arising from the tax on dogs, but the owner or owners of such dog or dogs shall be liable to the owner of the sheep for the full amount of such damages, which may be sued for and collected as other debts are now by law collectible.

Owners of dogs liable for damages done to sheep.

SECTION 3. That sections three, four and five of the act, entitled "An Act for the better protection of sheep in the county of Erie," approved the twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby repealed.

Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 624.

An Act

To repeal an act, entitled "An Act to prevent cattle, horses, et cetera, from running at large in the counties of Erie and Crawford," so far as they apply to milch cows in the townships of East and West Fallowfield, in the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of an act, entitled "An Act to prevent cattle, horses, sheep and hogs from running at large in the counties of Erie and Crawford," approved the twenty-fourth day of February, Anno Domini one thousand eight hundred and seventy, as applies to milch cows running at large in the townships of East and West Fallowfield, in the county of Crawford, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 625.

An Act

To increase the pay of surveyors of roads and bridges in the county of Jefferson.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the compensation for surveyors of public roads and bridges in the county of Jefferson, shall be five dollars per day for actual service.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 626.

An Act

Supplementary to an act, entitled "An Act providing for the completion of a public road in the county of Tioga," passed the first day of May, Anno Domini one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That upon the settlement of the accounts of the commissioners appointed by said act as therein provided, the said commissioners shall make a proper and correct draft of said road and certify the same, which said draft shall be deposited with the clerk of the court of quarter sessions of said county, and shall be recorded the same as other roads, and thenceforth said road shall be a public highway, and shall be kept in repair by the township as other public roads are kept in repair.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 627.

A Supplement

To an act, entitled "An Act relative to roads and public highways in Fulton and Salisbury townships, Lancaster county," approved March the sixteenth, one thousand eight hundred and sixty-eight, extending the same to Sadsbury township, of said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to roads and public highways in Fulton and Salisbury townships, in Lancaster county," approved March the sixteenth, one

thousand eight hundred and sixty-eight, be and the same is hereby extended to Sadsbury township, in said county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

*JNO. W. GEARY.

No. 628.

An Act

To establish a ferry over the Monongahela river, near the mouth of Crooked run, in South Versailles township, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James Evans, Charles M. Bailey and James A. Mehaffey, their heirs and assigns, shall have the exclusive right to maintain a public ferry over the Monongahela river, from the foot of the township road, immediately above the mouth of Crooked run, in South Versailles township, in said county of Allegheny, to a point opposite the mouth of said run in Mifflin township, in said county, on land owned by Colonel Neel's heirs, and the exclusive right to use the landings or wharves secured by them; and for that purpose may purchase or lease from individuals or township authorities the necessary landings, and in case they cannot agree with the owners of the same as to the price or rent to be paid by them therefor, then to designate the location, and the court of common pleas, on petition of either party, shall appoint three viewers to estimate the damages to which the owner or owners thereof may be entitled.

Ferry authorized.

Purchase or lease of landings.

Ferry to be kept in good order.

Tolls.

SECTION 2. That the said James Evans, Charles M. Bailey and James A. Mehaffey, their heirs and assigns, shall keep said ferry in good order and repair for transportation and passage of travellers and teams of all descriptions, and shall keep a sufficient number of boats to avoid all unnecessary delays; and for keeping and maintaining said ferry and landings, the persons aforesaid, their heirs and assigns, shall be entitled to demand and receive the following tolls and charges, namely: For foot passengers not exceeding five cents each; for each horse or mule and rider, ten cents; for each horse or mule and buggy, twenty cents; for each two horses or mules and buggy or carriage, twenty-five cents; for

each horse or mule and wagon, twenty cents: for each two horses or mules and wagon, twenty-five cents; for every additional horse or mule, five cents; for each head of cattle, five cents; for each head of sheep or hogs, three cents; and for all things not enumerated above to receive the same tolls as are collected by other ferries of like character crossing said river.

SECTION 3. That all persons, other than those above mentioned, their heirs and assigns, are hereby prohibited from using said river, for the purpose of a public ferry, within a distance of three-fourths of a mile on either side of the landings mentioned in the first section of this act, under a penalty of twenty dollars per day, to be collected as fines and penalties are now collected by law, one-half to the prosecutor and one-half to the county. Prohibition. Penalty.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 629.

A Further Supplement

To an act appointing commissioners to lay out and open a state road from Ridgway via Johnsonburg and Wilcox, in Elk county, to the borough of Kane, in M'Kean county, approved the sixth day of April, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the term of office of the commissioners appointed under an act, entitled "An Act appointing commissioners to lay out and open a state road from Ridgway via Johnsonburg and Wilcox, in Elk county, to the borough of Kane, in M'Kean county," approved the sixth day of April, Anno Domini one thousand eight hundred and sixty-seven, and the several supplements thereto, is hereby extended to the first day of June, Anno Domini one thousand eight hundred and eighty. Term of office of commissioners extended.

SECTION 2. Any vacancy occurring in the board of commissioners by death, resignation or otherwise, shall hereafter be filled by appointment of the court of quarter sessions of Elk county. Vacancies in board.

Quorum.

SECTION 3. A majority of said commissioners shall constitute a quorum.

May borrow
money and is-
sue bonds.

How borrowed
moneys to be
applied.

SECTION 4. In addition to the amount heretofore authorized, the said commissioners shall have authority to borrow, and issue bonds therefor, the sum of ten thousand dollars, of which seven thousand dollars shall be applied to the construction of that part of the road in Ridgway township, and the remaining three thousand dollars to the construction of that part in Benzinger township.

Repeal.

SECTION 5. All acts and parts of acts inconsistent herewith are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 630.

An Act

To authorize the borough of Temperanceville and West Pittsburg to take possession of and use as a free public highway a portion of the Temperanceville and Noblestown plank road.

Borough of Tem-
peranceville
may take pos-
session of por-
tion of road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the borough of Temperanceville, in the county of Allegheny, to take possession of and use as a free public highway, so much of the road laid out by the Temperanceville and Noblestown Turnpike or Plank Road Company as lies within the limits of said borough.

Upon petition
of borough,
court to appoint
viewers.

SECTION 2. That the court of quarter sessions of Allegheny county shall, upon petition of said borough, appoint three discreet and disinterested freeholders of said county to appraise the value of that portion of said road within the limits of said borough and the franchises of said company therein; and said viewers shall meet at such time and place as they may appoint, having first given notice to all parties interested in such a manner as may be directed by said court, not less than ten days before the time of said meeting, and having viewed the premises and heard the parties, shall assess the same at the fair cash value thereof, and make report of their proceedings to said court.

Duties of view-
ers.

SECTION 3. When the reports of viewers shall have been filed the same shall be confirmed *nisi*, and notice thereof shall be given in such manner as may be prescribed by the court, and unless exception shall be filed within ten days thereafter, the same shall be confirmed absolutely; if exceptions shall be filed said court shall consider the same, and may confirm or modify said report or dismiss or quash the proceedings, or may, if they deem proper, direct that testimony shall be taken in such manner as they may direct, and upon consideration of the testimony confirm or modify the report or dismiss the proceedings.

Proceedings upon report made.

SECTION 4. Upon final approval of the report of viewers as made or as modified by the court, it shall be lawful for said borough, upon payment of the appraised value thereof to such person or persons as said court may direct the same to be paid, to take possession of so much of said road as lies within the limits of said borough; and thereafter all the rights and franchises of said company therein shall cease, and the same shall be and become a free public highway of said borough, subject to all the laws and ordinances relating to public highways thereon, and free from all lien and incumbrances thereon; and thereafter said company shall not be authorized to keep any toll-gates in said borough, nor to receive tolls for any part of the road therein: *Provided*, That said money be paid within one year after the final approval aforesaid.

Upon payment of appraised value of road, borough may take possession of same.

Not to erect gates or receive tolls.

SECTION 5. That said borough shall be and is hereby authorized, if the same be necessary, to make a temporary loan, in such form as councils may prescribe, and for such time as they may direct, not exceeding two years, at a rate of interest not exceeding eight per centum, for the purpose of paying the assessed value of said road.

May make loan to pay for road.

SECTION 6. That the costs of proceedings had under this act shall be paid by said borough of Temperanceville: *Provided*, That if exceptions be filed by any other party the costs subsequently accruing shall be paid by such party or parties, unless an award shall be made more favorable to them than the one to which exception shall be taken.

Payment of costs of proceedings.

SECTION 7. That the borough of West Pittsburg shall be authorized to take possession of so much of said road as lies within the limits of said borough, in the same manner and subject to the same conditions of the foregoing sections of this act, which shall be held to be applicable to said borough and to the portion of said road lying therein as if the name of said borough were inserted therein.

Borough of West Pittsburg may take possession of portion of road.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 631.

An Act

To repeal an act relating to roads in East Brandywine township, Chester county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly, entitled "An Act relative to roads in East Brandywine township, Chester county," approved ninth day of February, one thousand eight hundred and sixty-six, be and the same is hereby repealed, so far as relates to the township of East Brandywine, Chester county, and that hereafter the supervisors of roads in said township shall be elected, and the roads made and repaired under the provision of the general road laws of this commonwealth.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 632.

A Supplement

To an act, entitled "An Act relating to road supervisors in West Deer township, in the county of Allegheny," approved the eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the second section of the act to which this is a supplement be and the same is hereby amended so that it shall read in manner following, namely: That said supervisors shall have all the powers and authority to levy a sufficient road tax as the supervisors of roads have been exercising in said township, and in addition thereto, to levy a special tax not exceeding

three mills for the opening of new roads, for the erection and and repair of bridges and other purposes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 633.

An Act

To incorporate the Manufacturers' Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Slonaker, Wm. N. Barnfield, George Bubb, J. N. Slonaker, Robert Lawshe, Charles Howard, Wm. Nevins, and such as may be associated with them by subscribing to the capital stock hereinafter named, and their successors and assigns, be and they are hereby created a body corporate and politic in deed and in law, by the name, style and title of the Manufacturers' Improvement Company, and by that name shall have perpetual succession, shall be able in law to sue and be sued, implead and be impleaded, may have a common seal, shall be competent to make by-laws and regulations for the government of the affairs of said corporation, and generally shall have power to do and perform all those acts that are usual, necessary and proper to the efficient management and well-being of the corporation hereby created.

Corporators.

Title.

Powers and privileges.

SECTION 2. That said corporation shall have power and are hereby authorized to clear out, improve and use all and every part of Loyalsock creek and its tributaries, in the counties of Lycoming and Sullivan, from the mouth to the sources thereof; and the said corporation may erect dams therein in such manner and at such points as they may deem proper, and shall and may use all of said dams and the waters of said streams in the floating of saw logs, timber and other lumber down the same, and shall generally have the right to straighten, deepen, crib and widen the channels of the streams aforesaid in such manner as they may deem fit for the purpose aforesaid: *Provided*, That no injury shall be thereby done to private property outside the limits of the streams aforesaid.

Further powers.

SECTION 3. That the capital stock of said corporation shall be twenty thousand dollars, and shall be divided into two hundred shares of one hundred dollars each; and the persons

Capital stock.

named in the first section of this act, or a majority of them, shall organize the said corporation by opening books for the receiving of subscriptions at the office of Slonaker and Howard, in the city of Williamsport, in the county of Lycoming, on the first Monday of April next; and as soon as a majority of the stock shall have been subscribed, the stockholders shall proceed to elect a board of five directors to manage the affairs of said company, one of whom shall be the president of the company; and the election of directors of the company thereafter shall take place on the third Monday of January, in each and every year, at the place aforesaid, or at such places as the majority of the stockholders shall determine, and each share of stock shall be entitled to one vote in said election; and if it shall happen that from any cause the annual day of election shall pass without any election being held, the directors then in office shall remain such until their successors be elected and qualified.

SECTION 4. That the capital stock aforesaid shall be used in liquidating the expenses heretofore and hereafter incurred in building dams and improving the navigation of the streams aforesaid; and the directors are authorized to call in the stock in such manner and proportion as they may by the by-laws provide; and if the instalments of stock thus called in are not paid within thirty days after demand, the directors may sell the said delinquent stock at auction, in the manner and after the notice now required by law in case of sheriff sales of personal property.

SECTION 5. That the said company shall pay private persons and companies for all permanent improvements to the navigation of said streams made by them within four years prior to the passage of this act; the actual value of said improvement shall be ascertained in the manner provided by section eleven of an act of assembly, approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine, entitled "An Act regulating railroad companies;" *Provided*, That the proceedings for the recovery of the same be commenced within two years next after the organization of the corporation under this act.

SECTION 6. That the several provisions of the seventh, eighth, ninth, eleventh and twelfth sections of the act of assembly, entitled "An Act to incorporate the Anderson's Creek Public Road and Navigation Company," approved the twenty-eighth day of March, one thousand eight hundred and fifty-nine, be and they are hereby made applicable to the streams hereinbefore named and the company hereby created, except that the tolls chargeable shall be fifty cents per thousand feet, board measure, for all distances floated therein: and all tolls for the use of the navigation shall be payable, if no demand for the same be made in advance, to the treasurer of the company within ten days after the lumber shall have been started in said stream, and on failure to make such payment the party in default shall pay the tolls, with fifty per centum added thereto, and the logs so floated shall be subject to a specific lien for said tolls, which said lien shall not be divested by any sale thereof until the tolls be paid, except by a judicial

sale; and said lien may be enforced either by retention of possession or replevin of the logs, timber, &c., whenever and wherever they may be found.

SECTION 7. That said company shall file a bond in the court of common pleas of Lycoming county, in the sum of five thousand dollars, with three sureties, to be approved by said court, conditioned to indemnify all property holders on said streams for any loss they may sustain by reason of said improvement, and the filing of said bond shall be a condition precedent to the exercise of any franchises under this act. To file bond to indemnify property owners.

SECTION 8. That all laws of this commonwealth heretofore passed, inconsistent with any of the provisions of this act, are hereby repealed. Repeal.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 634.

An Act

To authorize the Mineral Railroad and Mining Company to lease certain coal lands.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Mineral Railroad and Mining Company are hereby empowered to purchase, lease and acquire coal lands, and rights appurtenant thereto, situate in Northumberland county, from any corporation or corporations or individuals holding or owning the same, and upon such terms and conditions as may be agreed upon; and any corporation or corporations holding or owning such lands and appurtenances, are hereby authorized to sell, lease or dispose of the same to said company: *Provided however,* That the aggregate number of acres of coal lands to be held by said company shall not exceed eight thousand.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 635.

An Act

Relating to the management of the Dauphin county prison, empowering the inspectors to send persons afflicted with contagious diseases to the poor house hospital.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the inspectors of the Dauphin county prison be and they are hereby empowered to transfer persons charged with minor offences, before they have been tried, to the hospital connected with the Dauphin county poor house and house of employment, in case such persons should be afflicted with contagious diseases; and the said directors shall restore such persons committed to their charge to the Dauphin county prison after they have been restored to health.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 636.

An Act

To extend the provisions of an act, entitled "An Act relative to public roads in Luzerne township, Fayette county," approved March eighteenth one thousand eight hundred and sixty-nine, to the township of Jefferson, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to public roads in Luzerne township, Fayette county," approved the eighteenth day of March, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended to Jefferson township, Fayette county.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 637.

An Act

In relation to county bridges in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any bridge has been erected over any river, creek or rivulet in the county of Allegheny, as a county bridge, and the erection of such bridges requires the erection and construction of an approach or causeway, leading to either end of said bridge, the erection of which approach or causeway requires more expense than it is reasonable that one or two adjoining townships should bear, the county commissioners of said county may, upon the representation of the supervisors, or upon the petition of any ten tax-payers of the respective townships, if they, the said commissioners, deem the approach or causeway necessary for a proper use of said bridge, and the facts alleged by the supervisors or tax-payers to be true, cause the approach or causeway to be erected as a county improvement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 638.

A Supplement

To an act, entitled "An Act to incorporate the Clarion County Railroad Company," approved the first day of February, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of building, completing and equipping their railroad, the board of directors of the Clarion County Railroad Company be and are hereby authorized and empow- Directors may borrow money and issue bonds

ered to borrow money, to an amount not exceeding five hundred thousand dollars, and issue the bonds of the said company therefor, either with or without coupons, bearing interest at the rate of seven per centum per annum, in sums of not less than one hundred dollars each, and to secure the same by a mortgage to trustees of their railroad, corporate franchises and property of every description acquired and to be acquired, and the rents, issues, incomes and profits thereof.

Connecting
companies may
form running
arrangements
with, and guar-
antee bonds.

SECTION 2. That any railroad company connecting with or intersecting said Clarion County Railroad, shall have the right to form a traffic or running arrangement therewith, upon terms to be agreed upon between the respective companies, and shall be empowered and authorized to guarantee or endorse the bonds of said company by resolution of the board of directors of the said connecting railroad company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN;

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 639.

An Act

To authorize the court of quarter sessions of Allegheny county to change the location of a portion of the Pittsburg and Noblestown plank road, in Scott township, in said county.

WHEREAS, The Temperanceville and Noblestown Plank Road Company, under and by virtue of a supplement to their charter, approved the tenth day of February, Anno Domini one thousand eight hundred and fifty-one, constructed a branch road from their main road, at Mansfield, up Chartiers creek to the Pittsburg and Washington turnpike, at the residence of Colonel William Lea (now Leasdale):

And whereas, Said branch road has for more than two years last past been abandoned by said corporation, and has been kept in repair by the supervisors of Scott township as other public roads:

And whereas, By reason of the location and construction of the Chartiers Valley railroad, a portion of said branch road, namely: That portion extending from Glenn's tunnel to the Pittsburg and Washington turnpike, at or near the residence of Colonel William Lea, (now Leasdale,) has become dangerous and inconvenient; therefore,

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the court of quarter sessions of Allegheny county are hereby authorized, upon application by petition, to inquire of and change the location of the Mansfield and Leasdale branch of the Temperanceville and Noblestown plank road, from a point at or near Glenn's tunnel, to a point on the Washington turnpike at or near Leasdale, formerly the residence of Colonel William Lea, and to proceed therein by views and reviews in the manner provided for the laying out of public roads or highways.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

-APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 640.

An Act

To encourage the destruction of hawks, owls and crows in the county of Adams.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That from and after the passage of this act any person or persons who shall kill any hawk or hawks, owl or owls, crow or crows within the county of Adams, and who shall produce the scalp or scalps thereof, with the upper bill attached, before any justice of the peace in and for said county of Adams aforesaid, it shall be the duty of such justice to examine such person or persons, on oath or affirmation, touching the same, when, the place where such hawk or hawks, owl or owls, or crow or crows, were taken and killed; and if the place or places of taking and killing shall be found to be within the bounds of said county aforesaid, it shall be the duty of such justice to give the person or persons a certificate of the facts to the commissioners of said county, together with the scalp or scalps taken from the head or heads aforesaid; and the said commissioners, upon the receipt thereof, shall immediately have such scalp or scalps destroyed, and thereupon draw their warrants on the county treasurer, if for the scalp of a hawk or owl, twenty-five cents each, and if for the scalp of a crow, ten cents,

for each and every scalp so produced as aforesaid; and it shall be the duty of such treasurer, and he is hereby directed to pay the amount of said order: *Provided*, That the said bounty for the scalps of crows shall only be paid for crows destroyed between the first days of April and September of each year

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 641.

An Act

To prohibit the taking of wild game within certain townships, in the county of Washington.

Taking game
without permit,
prohibited.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That from and after the passage of this act, it shall be unlawful for any person or persons within the townships of Smith, Hanover, Jefferson, Cross Creek, Mt. Pleasant, Robinson or Cecil, in the county of Washington, to shoot, kill, trap, take or carry away any squirrel, pheasant, partridge or other wild bird or animal, without first obtaining and having a license or permit from the person or persons on whose land or premises the same may be found.

Penalty for violating act.

SECTION 2. Any person or persons violating the provisions of this act shall forfeit and pay the sum of ten dollars, to be collected as debts of like amount are collected, the one-half of which penalty shall go to the school fund of the township where the offence is committed, and the other half to the informer, and all acts or parts of acts inconsistent with this act are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 642.

An Act

To incorporate the Beaver Meadow Trout Company, in Manchester township, Wayne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That M. D. Wheeler, A. W. Matthews, John Lord, John Williams, F. M. Wheeler, Peter Lord, Jacob Denney and Abram Scudder, or a majority of them, are hereby authorized to organize a company under the name, style and title of the Beaver Meadow Trout Company, for the sole and only purpose of propagating, protecting and catching trout. Corporators.
Title.
Purpose.

SECTION 2. Said company shall have the right to purchase, own or lease all the real estate necessary for carrying on their business in said township, not exceeding one hundred acres, and to erect and maintain all necessary dams and buildings, as well as the right of making all necessary by-laws, rules and regulations for the government of said company. Privileges.

SECTION 3. All persons are prohibited from fishing in the ponds and streams of said company, under a penalty of ten dollars for every trout caught by bait, net, seine or otherwise; also from poisoning the waters of said company by any kind of vegetable, animal or mineral poison, or by putting into said waters what is commonly known as *cocculus indicus*, or any other substance to stupefy or destroy fish, under a penalty not exceeding five hundred dollars, or imprisonment in the county jail not exceeding six months, or both, at the discretion of the court, for every offence, to be collected as similar penalties are now by law collectible. Penalties for fishing in ponds poisoning waters, &c.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 643.

An Act

To authorize the trustees of the property belonging to the Norristown Preparative Meeting of Friends, in the county of Montgomery, to convey certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of the property belonging to the Norristown Preparative Meeting of Friends, in the county of Montgomery, be and they are hereby authorized and empowered, at any time or times hereafter, to grant, bargain and sell all or any part or parts of all that certain lot of ground, situate on the south side of Jacoby street, between Willow and Swede streets, in the borough of Norristown, county of Montgomery and state of Pennsylvania, containing in front, on the said Jacoby street, sixty feet, and running back at that width, at right angles with said Jacoby street, south-westwardly to the Norristown public school property, bounded on the north by Jacoby street, on the south by the Norristown public school property, on the east by ground now owned by Timothy Gregg, and on the west by other ground of the said Preparative Meeting, to be sold at public or private sale, in fee simple, or for any other estate, and upon such terms and conditions as they may deem proper, and to convey and assure the premises and hereditaments so sold, with the appurtenances thereunto belonging, to the purchaser or purchasers thereof, in fee simple or otherwise, as the case may be, free, clear and discharged of and from all and every trust, estate, limitations and conditions expressed or contained in the indentures or legal assurances relating thereto, at any time heretofore made, so that the said purchaser or purchasers shall take and hold the said premises, so conveyed to them, without any limitations or liability on their part to see to the application of the purchase money, and such conveyance or conveyances shall vest a perfect and indefeasible title to the premises so sold and conveyed in the purchaser or purchasers thereof: *Provided,* That the proceeds of said sale shall be paid to the said Norristown Preparative Meeting of Friends, and to be under their sole and exclusive control.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 644.

An Act

To enable F. B. and A. Laughlin to keep and maintain a bridge over Mahoning creek, in Armstrong county.

WHEREAS, F. B. and A. Laughlin have, at their own expense, erected and completed a substantial iron bridge over Mahoning creek, about one and a-half miles from its juncture with the Allegheny river; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That F. B. and A. Laughlin are hereby authorized to keep and maintain the bridge erected by them over Mahoning creek, about one and a-half miles from its junction with the Allegheny river, and to charge and collect tolls thereon, as follows: For one foot passage, not exceeding three cents; for one buggy and horse, not exceeding twelve cents; for one horse and rider thereon, not exceeding eight cents; for a two horse wagon, or other vehicle and horses, not exceeding twenty-five cents; and for every additional horse in any such vehicle, not exceeding five cents; and for all other modes or kind of vehicle or travel, at the rates heretofore stated.

SECTION 2. That any person or persons obstructing, burning, destroying or injuring said bridge, its connections, embankments or works, or any part of them, or either of them, shall be guilty of a misdemeanor, and on conviction thereof shall be fined not exceeding one hundred dollars, or be imprisoned not exceeding six months, or both, at the discretion of the court, and be liable, in addition, for all damages done and suffered thereby.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 645.

An Act

To incorporate the New Castle Railroad and Mining Company.

Corporators,	<i>SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That George Pearson, James Rhodes, George C. Reis, R. H. Peebles, Joshua Rhodes, T. F. Stryker and D. M. Kersinger, their successors and associates, be and they are hereby incorporated under the name, style and title of the New Castle Railroad and Mining Company, a body politic and corporate, in deed and in law, and by the said name, style and title they shall have perpetual succession, with all the privileges, franchises and immunities incident to a corporation, and be able to sue and be sued, plead and be impleaded in all courts of record and elsewhere, and to purchase, receive, have, hold, use and enjoy to them and their successors, goods, chattels and estate, real and personal, of what kind and nature soever, and the same from time to time to sell, exchange, mortgage, grant, alien or otherwise dispose of, and to make dividends of such portion of the profits as they may deem proper, and also to make and have a common seal, and the same to alter and renew at pleasure, and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary or convenient for the government of said corporation, not being contrary to the constitution and laws of the United States or of this commonwealth, and generally to do all and singular the matters and things which to them it shall lawfully appertain to do for the well-being of said corporation, and the due ordering and management of the affairs thereof: <i>Provided</i>, That nothing herein contained shall be construed as in any way giving to such corporation any banking privileges whatever, or any other liberties, privileges or franchises, but such as may be necessary or convenient to the procuring, owning, making, maintaining, regulating and using their railroad, the locomotives, cars and other appendages thereof, and the conveyance of passengers, the transportation of goods, merchandise and other commodities thereon, except as hereinafter provided: <i>And provided further</i>, That such company shall not purchase or hold any real estate, except such as may be necessary or convenient for the making or constructing of their railroad, or for the furnishing of materials therefor, and for the accommodation of depots, offices, warehouses, machine shops, toll-houses, engine and water stations and other appropriate appurtenances, and for the persons and things employed or used in and about the same, except as hereinafter provided.</i>
Title,	
Powers and privileges,	
Proviso,	
Proviso,	
May locate and construct railroad.	<i>SECTION 2. That the said company shall have power and authority by themselves, their engineers, superintendents.</i>

agents, artisans and workmen, to survey, ascertain, locate, fix, mark and determine such route for a railroad from any point within the city of New Castle, Lawrence county, Pennsylvania, to any point within the town of Harrisville, Butler county, Pennsylvania, as they may deem expedient, not however passing through any burying ground or place of public worship, or any dwelling house in the occupancy of the owner or owners thereof, without his, her, or their consent, and not, except in the neighborhood of deep cuttings or high embankments, or places selected for sidings, turn-outs, depots, engine or water stations, to exceed sixty feet in width, and thereon to lay down, erect, construct and establish a railroad of a gauge not to exceed four feet ten inches in width, with one or more tracks, with such branches or lateral roads to the coal fields of Mercer and Venango counties, Pennsylvania, and with such bridges, viaducts, turn-outs, sidings, or other devices as they may deem necessary or useful; and in like manner by themselves, or other persons by them appointed or employed as aforesaid, to enter upon and into and occupy all lands on which the said railroad or depots, warehouses, engine and water stations, other buildings or appurtenances hereinbefore mentioned, may be located, or which may be necessary or convenient for the erection of the same, or for any purpose necessary or useful in the construction, maintenance or repairs of the said railroad, and therein and thereon to dig, excavate and embank, make, grade and lay down and construct the same; and it shall in like manner be lawful for the said company, their officers, agents, engineers, contractors or workmen, with their implements and beasts of burden or draft, to enter upon any lands adjoining, or in the neighborhood of their railroads so to be constructed, and to quarry, dig, cut, take and carry away therefrom any stone, gravel, clay, land, earth, wood or other material necessary or proper for the construction of any bridge, viaducts or other building which may be required for the use, maintenance or repairs of said railroad: *Provided*, That before said company shall enter upon and take possession of any such lands or materials, they shall make ample compensation to the owner or owners thereof, or tender adequate security therefor: *Provided further*, That the timber used in the construction or repair of said railroad shall be obtained from the owner thereof only by agreement or purchase.

SECTION 3. That the said company shall have power and are hereby authorized and empowered to acquire, lease or purchase any railroad, or part of railroad, whether built and constructed, or partly built and constructed, lying within the termini named, and shall have the right and are hereby authorized to use, manage and operate the same as though the same had been by said company located and built under the provisions of this act, agreeing with the owners thereof upon the terms of such lease or purchase; and in the event the right of way for such railroad, or any part thereof, shall not have been fully or properly or legally acquired, it shall and may be lawful for said company to acquire the right of way therefor, or for any part thereof, in accordance with the pro-

Gauge.
Branches,
bridges, &c.

May enter upon
and occupy
lands necessary
for road, &c.

May enter upon
adjoining pre-
mises to obtain
materials.

Provido.

Provido.

May lease or
purchase road
now construct-
ed.

May acquire
right of way.

visions of the general railroad law of this commonwealth, approved February nineteenth, one thousand eight hundred and forty-nine, with the same effect as though said railroad had been located and built by said company.

How damages
to be assessed.

Viewers to be
appointed.

Their duties.

Judgment to be
entered on
award of dam-
ages.

Execution to
issue.

Fees of viewers.

Roads and ways
not to be ob-
structed.

SECTION 4. That when the said company cannot agree with the owner or owners of any lands or materials for the compensation proper for the damage done, or likely to be done to or sustained by any such owner or owners of such lands or materials, which said company may enter upon, use, or take away in pursuance of the authority hereinbefore given, or by reason of the absence or legal incapacity of any such owner or owners, no such compensation can be agreed upon, the court of common pleas of the proper county, on application thereto by petition, either by said company or owner or owners, or any one in behalf of either, shall appoint seven discreet and disinterested freeholders of said county, neither of whom shall be residents or owners of property upon or adjoining the line of said railroad, and appoint a time, not less than twenty nor more than thirty days thereafter, for said viewers to meet at or upon the premises where the damages are alleged to be sustained, of which time and place ten days' notice shall be given by the petitioner to the said viewers and the other party; and the said viewers, or any five of them, having been first duly sworn, or affirmed faithfully, justly and impartially to decide and true report to make concerning all matters and things to be submitted to them, and in relation to which they are authorized to inquire, in pursuance of the provisions of this act, and having viewed the premises, they shall estimate and determine the quantity, quality and value of said lands so taken or occupied, or the material so taken away or used, as the case may be, and having a due regard to and making just allowance for the advantages which may have resulted, or which may seem likely to result to the owner or owners of said land or materials in consequence of the making or opening of said railroad and of the construction of works connected therewith; and after having made a fair and just comparison of said advantages and disadvantages, they shall estimate and determine whether any, and if any, what amount of damage has been or may be sustained, and to whom payable, and make return thereof to the said court; and if any damage be awarded, and the report be confirmed by the said court, judgment shall be entered thereon; and if the amount thereof be not paid within thirty days after the entry of such judgment, execution may then issue thereon, as in other cases of debt, for the sum so awarded, and the costs and expenses incurred shall be defrayed by the said railroad company; and each of said viewers shall be entitled to one dollar and fifty cents per day for every day necessarily employed in the performance of the duties herein prescribed, to be paid by said railroad company.

SECTION 5. That whenever in the construction of said or roads, it shall be necessary to cross or intersect any established road or way, it shall be the duty of the president and directors of the said company so to construct the said road

across such established road or way as not to impede the passage or transportation of persons or property along the same; and that for the accommodation of all persons owning or possessing land through which the said railroad may pass, it shall be the duty of the said company to make, or cause to be made, a good and sufficient causeway or causeways, whenever the same may be necessary to enable the occupant or occupants of said lands to cross or pass over the same with wagons, carts and implements of husbandry, as occasion may require; and the said causeway or causeways when so made, shall be maintained and kept in good repair by said company; and if the said company shall neglect or refuse, on request, to make such causeway or causeways, or when made to keep the same in good order, the said company shall be liable to pay any person aggrieved thereby, all damages sustained by such person in consequence of such neglect or refusal; such damages to be assessed and ascertained in the same manner as provided in the last section for the assessment of damages: *Provided*, That the said company shall in no case be required to make, or cause to be made, more than one causeway through each plantation or lot of land, for the accommodation of any one person owning or possessing land through which the said railroad may pass; and where any public road shall cross said railroad the person owning or possessing land through which the said public road may pass shall not be entitled to require the company to erect, or keep in repair, any causeway or bridge for the accommodation of the occupant of said land.

Causeways to be constructed for accommodation of land owners.

Penalty for neglect to make, or keep same in repair.

Limitation of right to require causeways to be built.

SECTION 6. That if the said railroad company shall find it necessary to change the site of any portion of any turnpike or public road, they shall cause the same to be so reconstructed forthwith, at their own proper expense, on the most favorable location and in as perfect a manner as the original road: *Provided*, That the damage incurred in changing the location of any road authorized by this section shall be ascertained and paid by the said company, in the same manner as is provided for in regard to the location and construction of their own roads.

Where site of road is changed, same to be reconstructed by company.

SECTION 7. That the said company are hereby authorized to lease, hold, acquire, possess and enjoy coal lands on the line or in the vicinity of the route of the railroad which they are authorized to construct, and to mine, transport to market and sell the coal and other minerals contained in such lands, and to sell or lease such lands, or any part or parts of the same: *Provided*, That the amount of land so held shall not at any time exceed five thousand acres.

May hold coal lands, and mine coal.

SECTION 8. That the capital stock of the said company shall be one hundred thousand dollars, (\$100,000,) divided into two thousand shares of the par value of fifty dollars (\$50) each, with power to increase the said capital stock to an amount not exceeding two hundred and fifty thousand dollars (\$250,000.)

Capital stock.

SECTION 9. That the said company shall have power and are hereby authorized to borrow money for the purposes of said company by the sale of corporate bonds, either with or without coupons, secured by mortgage of the estate of said company, real or personal, and of their rights of way, rights,

May borrow money.

privileges and franchises; the mortgage so created may be made by its terms to include all property, real and personal, which the said company may, after the date of such mortgage, from time to time acquire: *Provided*, The amount of money so borrowed shall not exceed ten thousand dollars per mile, and the rate of interest shall not exceed seven per centum per annum.

Directors.

Elections.

Meetings of stockholders.

Subject to.

Commencement and completion.

SECTION 10. The powers granted to this corporation shall be exercised by the president and directors of this company; the board of directors shall consist of five, one of whom shall be the president, to be elected annually by the stockholders, each share of stock having one vote; the first election shall be held, within two months after the passage of this act, by the corporators, and all subsequent elections shall be held by the stockholders; the first meeting of the stockholders shall be held on the second secular day of January, one thousand eight hundred and seventy-three, and subsequent regular meetings annually thereafter; the board of directors and president elected by the corporators shall continue in office until their successors are duly elected by the stockholders as aforesaid.

SECTION 11. That in every respect, not inconsistent with the foregoing provisions of this act, this company shall be subject to and entitled to the privileges of the general railroad act, approved February nineteenth, one thousand eight hundred and forty-nine, and its supplements: *Provided*, That the said road shall be commenced within two years and completed in six years from the passage of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 646.

A Supplement

To an act relative to the collection of school tax in the township of Solebury, Bucks county, approved the twelfth day of March, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the provisions of the act of March twelfth, Anno Domini one thousand eight hundred and sixty-nine, relative to the

collection of school tax in the township of Solebury, Bucks county, be and the same are hereby extended to the township of Northampton, in said county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 647.

An Act

To increase the pay of township officers in the township of Brady, in the county of Lycoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors and auditors of the township of Brady, in the county of Lycoming, shall receive the sum of one dollar and fifty cents per day, as compensation for services rendered the township.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 648.

An Act

Relative to the fees of the coroner of Berks county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of an act relative to the fees of the corner of Allegheny county, approved the ninth day of March, Anno Domini one thousand eight hundred and sixty-seven, be and the same are extended to Berks county, and all acts and parts of acts now in force in said county of Berks, inconsistent herewith, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 649.

An Act

Increasing the salaries of the chief and assistant clerks in the office of the controller of Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the salaries of the following named officers be fixed and established at the following sums, to be computed from the first day of March, Anno Domini one thousand eight hundred and seventy-two, to wit: That of the chief clerk to the controller of the county aforesaid shall be twelve hundred dollars per annum, and that of the assistant clerk to said controller shall be ten hundred dollars per annum, the same to be paid in the manner now provided by law for the payment of salaries of the county officers; and all laws inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 650.

A Supplement

To an act, entitled "An Act to regulate medical practice in certain counties of this commonwealth," approved the thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to regulate medical practice in certain counties of this commonwealth," approved the thirty-first day of March, Anno Domini one thousand eight hundred and seventy, be and the same are hereby extended to the county of Clarion.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 651.

An Act

To incorporate the Shoe and Leather Savings Bank of city of Pittsburgh, county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph W. Anderson, G. N. Hoffstot, D. R. Davidson, Wm. J. Lewis, Henry Hill, Frank Popp, James Callery, Joseph H. Boreland, T. J. Lockhart, R. H. Palmer, Jr., John P. Scott, C. P. Murray, Henry Lanz, and their associates and their successors, shall be and they are hereby created a body politic and corporate, by the name and style of the Shoe and Leather Savings Bank, to be located in the city of Pittsburgh, and by that name shall have perpetual succession, and may sue and be sued, plead and be impleaded in any court what-

Corporators.

Name.

Privileges.

soever, may have a common seal, may renew or alter the same; also may have the right to own and hold any real estate necessary for the transaction of their business, together with such as may be held by said bank as security for debts or in satisfaction thereof, and improve or dispose of the same at pleasure.

Capital stock.

SECTION 2. The capital stock of said bank shall consist of one thousand shares of the value of one hundred dollars each, with the privilege of increasing the same, by a vote of the directors, to two thousand shares of like value per share; and when the capital stock is so increased the stockholders shall have the right to take the shares authorized, in ratio to the number of shares they may have, at such price as the board of directors may name: *Provided*, That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of such stock in such manner as they may deem best.

Increase.

Subscriptions to stock.

SECTION 3. The corporators, or a majority of them, shall have power to open books for subscriptions to the capital stock, at such times and places as they may deem expedient, and when ten hundred shares or more of said stock shall have been subscribed, and twenty-five thousand dollars thereon of the same paid in, the shareholders may elect nine directors, to serve until the next annual election, or until their successors shall have been duly elected and qualified, who shall elect their own president; vacancies arising from death, resignation or inability to serve to be filled by the board until the next election.

Election of directors.

Vacancies.

May borrow money.

SECTION 4. The said bank shall have power and may borrow or lend money, for such periods as the said bank may think proper, but not in excess of its capital stock subscribed, and may discount any bills of exchange, foreign or domestic, promissory note or other negotiable paper, and legal rates of interest may be received in advance, and shall have the right to hold in trust or as collateral security for loans or advances or discounts, estate, real, personal or mixed, including the notes, bonds, obligations, mortgages or accounts of the United States, individuals or corporations, and to purchase, collect and adjust the same and dispose thereof, for the benefit of the said bank, or for the payment of the debts as security for which the same be held, in any market in the world, for such price and on such times as may be agreed upon by the said corporation and the parties contracting therewith.

Banking privileges.

By-laws.

SECTION 5. The board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the laws of the state or United States, and shall have power to require payments of any amount remaining unpaid on the stock of the said bank at such times and in such proportions as they may think proper, and after thirty days' notice, under penalty in case of non-payment as required, of forfeiture to the bank of such stock and all previous payments thereon.

Payment of amounts remaining unpaid on stock.

Further banking privileges.

SECTION 6. The said bank may receive money to keep for its depositors, either with or without interest payable thereon,

and may buy or sell bullion, buy, sell, draw or negotiate bills of exchange, bills of lading, stocks and bonds of all companies, corporations, states and of the United States, or other good and sufficient securities, at such rates as may be agreed upon.

SECTION 7. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as a treasurer and financial agent of charitable and religious institutions and corporations, and as financial agent of the state of Pennsylvania and other states, of city governments and counties and districts, in the management of their business, and may give security to such institutions, states and governments, for the faithful performance of the duties required.

May act as treasurer of charitable institutions, &c.

SECTION 8. The board of directors shall have power to declare and pay dividends out of the earnings of the bank to the stockholders, at such time and in such amounts as to them may seem proper.

Dividends.

SECTION 9. The annual election for directors shall be on the first Monday of May of each year, unless changed by the by-laws of the bank; the directors shall have power to elect all officers or agents of the bank; stockholders shall be entitled to one vote for each share of stock, and may vote by person or proxy, but said proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice, by publication in one or more of the county papers, shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws.

Annual election for directors.

Officers and agents.

Votes.

Notice of elections.

SECTION 10. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now required by law.

Bonus and taxes.

SECTION 11. That it shall be lawful for the said bank to receive on deposit from time to time, such sums of money not less than one dollar, as may be offered by corporations, boatmen, trademen, clerks, mechanics, laborers, servants, minors, married women and others, and to allow such interest for money so received as may be agreed upon between said bank and said depositors; to loan the same, together with any other moneys they may have by discounting or purchasing negotiable notes, drafts and bills of exchange; that deposits made by married women or minors in said bank may be repaid them upon their orders, checks or receipts, which shall discharge the said corporation from any further claims for the same, and deposits so made by married women and minors shall not, at any time, be subject to the claim or demand of, or payable to the husband of said married women, or to the parent or guardian of such minor.

Deposits.

Interest.

Loans.

Deposits by married women and minors.

SECTION 12. This charter shall continue for twenty years, but the legislature reserves the right to revoke, annul or alter the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injury shall be done to the stockholders.

Limitation.

Reservation.

SECTION 13. That the stockholders shall be held individually liable for all contracts, debts and engagements of said bank,

Individual liability.

to an amount double in amount to the stock held by them and in addition thereto.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 652.

A Further Supplement

To an act, entitled "An Act to incorporate the Bell's Gap Railroad Company."

May change
route.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the first section of the act of assembly, entitled "An Act to incorporate the Bell's Gap Railroad Company," approved the eleventh day of May, Anno Domini one thousand eight hundred and seventy-one, be and the same is hereby amended and changed so as to authorize said company to extend their road across the Allegheny mountain, at or near the summit, at Bell's coal bank, instead of a route recently surveyed and laid out by G. M. Domer, Esq., civil engineer, as prescribed in said section, and any provisions of said act inconsistent herewith, be and the same are hereby repealed.

How to be
governed in
charges for toll
and transporta-
tion.

SECTION 2. And the said company shall be governed in its charges for toll and transportation upon its railway by the provisions of the eighteenth section of the act regulating railroads, approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine, except the second proviso thereof; and all acts or parts of acts relating to said company inconsistent with the provisions of this act be and the same are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 653.

A Supplement.

To an act, entitled "An Act to provide for the appointment of a special detective by the district attorney of the county of Allegheny," approved the eighth day of March, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the salary of the special detective of the county of Allegheny, shall be ten hundred dollars per annum, to commence and take effect from March first, Anno Domini one thousand eight hundred and seventy-two, and so much of the act to which this is a supplement as conflicts herewith be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 654.

An Act

To provide for the redemption of certain bonds issued by county commissioners of Venango county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of redeeming all bonds issued by the county commissioners of Venango county, prior to the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-eight, now outstanding and unpaid, it shall be lawful for the county commissioners, of the said county of Venango, to issue new bonds to an amount not exceeding one hundred and thirty thousand dollars, in not less sums than one hundred dollars each, at a rate of interest not exceeding six per cent. per annum, redeemable at the option of the said

LAWS OF PENNSYLVANIA,

county, at any time after five years from the date thereof, and payable in ten years after the date thereof, with coupons attached thereto, for the payment of interest thereon semi-annually; and it shall be the duty of the said county commissioners, to redeem and retire the bonds now outstanding and unpaid, as rapidly as they become due, and as soon as they are redeemed by such new bonds: *Provided*, That such new bonds shall only draw interest from the date at which the old bonds are redeemed by such new bonds; and it shall be the duty of said county commissioners to keep an account in their books of the number, date and amount of each of such new bonds issued and exchanged, and to whom payable; and the said bonds, with the interest thereon, in the hands of the holder, shall be clear and discharged of all taxes and assessments of every kind and nature, except for state purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 655.

A Further Supplement

To the several acts of general assembly of this commonwealth relating to the borough of Darby, in the county of Delaware, enlarging the powers of the council over the streets of said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the powers now enjoyed by the said borough, the council and burgess thereof shall have power, in their discretion, by ordinance or ordinances, to open for public use any street, avenue, lane or alley laid out upon the plan of said borough prepared by Joseph Taylor, surveyor, and approved by said burgess and council, according to the line defined upon said plans; and after the said streets, avenues, lanes and alleys, or any of them, shall be thus ordered to be opened, the court of quarter sessions of Delaware county shall, upon the application, by petition presented in open court, by the burgess of said borough, or by the owner or owners of the lands occupied and taken for the said streets, avenues, lanes or alleys so as aforesaid ordered to be opened, appoint three discreet and disinterested freeholders, residents of the said

Burgess and council may order opening of streets, &c., laid out upon certain plan.

Court to appoint viewers to assess damages.

borough or of the said county of Delaware, who, having first being duly sworn or affirmed according to law, shall inquire what damage the owner or owners of the said lands, houses or other buildings shall or may sustain by reason of the same being injured, taken, used and occupied for the purposes aforesaid: *Provided*, That in assessing said damages no compensation shall be made or allowed by the said freeholders to any person or persons on any of the said streets, avenues, lanes and alleys or houses or other buildings erected or built thereon after the date of the approval of this act: *Provided also*, That it shall also be the duty of the said freeholders, in assessing such damages, to take into consideration the advantages which have accrued or may thereafter accrue to the owner or owners of such lands, houses or other buildings erected thereon before the preparation and approval of the said plot, by reason of the opening of the said streets, avenues, lanes and alleys, and of the streets, avenues, lanes and alleys adjoining thereto, or connected therewith; and if the said freeholders, being first duly sworn or affirmed, view the said premises, they or any two of the said freeholders may make report of their proceedings thereon to the said court: *And* *provided further*, That before such streets, avenues, lanes and alleys shall be opened, used and occupied in pursuance of the ordinance and ordinances of the said burgess and council, compensation shall be made to the owner or owners of such property, or adequate security given therefor, before said streets, avenues, lanes and alleys shall be opened.

Compensation not to be allowed for buildings erected since passage of act.

Viewers to consider advantages derived from opening of streets, &c.

Report.
Before streets, &c., are opened, compensation to be made or security given.

SECTION 2. That upon the return of the valuation and assessment of damages as aforesaid for lands, houses or other buildings taken, used and occupied for any of the public streets, avenues, lanes and alleys within the said borough, and the same having been approved of by the court of quarter sessions of the said county, the amount of damages so ordered and approved by the said court shall be paid within six months from and after the same shall have been so approved by the said court, by the county of Delaware, or secured to be paid thereafter by the said county, to the satisfaction of the said owner or owners: *Provided*, That unless the said damages shall be paid within one year next from and after the confirmation by the said court of the report made by the said freeholders, or secured to be paid, as provided in this section, the said owner or owners may proceed to collect the same as judgments are now collected under the laws of this commonwealth, by execution or executions issued thereon against the said county of Delaware.

Payment of damages, relative to.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

N. O. W. GEARY.

No. 656.

An Act

Authorizing the burgess and town council of the borough of Tidioute to levy and collect additional tax for fire and police purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Tidioute, are hereby authorized to levy and collect a tax for police purposes, in addition to the tax already authorized by law, in an amount not exceeding one thousand dollars per year; said tax to be levied upon and collected from the property and inhabitants of said borough; and also to levy and collect an additional tax for fire and police purposes, in an amount not exceeding fifteen hundred dollars per year, for four years, and not exceeding one thousand dollars per year thereafter; said one thousand dollars per year to be used for police purposes; said fifteen hundred dollars to be levied and collected from the property and inhabitants of said borough, located within the boundary lines, as follows, viz: Bounded on the east by Tidioute creek, on the south by the Allegheny river, on the west by Gordon run, and on the north by the borough line extending from Tidioute creek to said Gordon run.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 657.

A Further Supplement

To the act, entitled "An Act providing for the introduction of water into the borough of Lebanon," approved April fifteenth, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall be the duty of the burgess and council of the borough of Lebanon, and they are hereby required to set apart and reserve, annually, all moneys raised by taxation for water purposes in said borough, not absolutely required for the payment of the interest upon the water bonds of said borough, as also to so set apart all water rates, frontage taxes, penalties and other revenues arising from the water works of said borough, and the same to invest from time to time in good securities and at as high rates of interest as will be compatible with the safety of the investments, which is to form a sinking fund for the payment of the loans contracted by the corporate authorities of the borough of Lebanon, under and by virtue of the act to which this is a further supplement; that the burgess and council of said borough of Lebanon shall, annually, on the first days of January, of each and every year hereafter, publish a statement in detail of the condition of said sinking fund; and that the said burgess and council be and are hereby authorized to pay off or buy in and cancel any of said water bonds as often as opportunity occurs and the condition of the sinking fund warrants them in so doing; and the said burgess and council be and are hereby authorized to negotiate the water bonds, not yet negotiated, upon such terms and conditions as will secure the means necessary for the speedy construction of the water works of said borough; and every act or part of acts in conflict with the provisions of this supplement be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 658.

An Act

Supplementary to an act, entitled "An Act to incorporate the city of Williamsport," which became a law the fifteenth day of January, in the year of our Lord one thousand eight hundred and sixty-six, limiting the rate of taxation for city purposes in a portion of the Seventh ward of said city.

WHEREAS, The Seventh ward of the city of Williamsport, in this commonwealth, includes within its limits a large portion of territory used exclusively for agricultural purposes, and which is in no wise benefited by the grading or paving

of streets, gas, water nor other improvements which occasion taxation for city purposes :

And whereas, A very large indebtedness has been contracted for the purposes aforesaid by said city, for the payment of which the agricultural lands aforesaid are being taxed at the same rate as the built up portion of said city ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the assessor of the Seventh ward of the city of Williamsport, immediately after the annual assessment in each year, to certify to the city council a list of the assessments of all lands in said ward which are used as farms, and from which no portion has been sold during the proceeding year for the purpose of laying out building lots; and it shall be the duty of the council in determining the rate of taxation for each year for city purposes to assess a tax on the lands embraced in the list aforesaid equal to one-third of the highest rate of taxes required to be assessed for the purpose aforesaid for said year and no more, and all other real estate in said Seventh ward a tax equal to three-fourths of the highest rate of taxes as aforesaid.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 659.

An Act

Authorizing the Lancaster and New Danville Turnpike Road Company to borrow money upon bonds, and secure the same by mortgage.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Lancaster and New Danville Turnpike Road Company be and they are hereby authorized to borrow money, for the purpose of paying the existing debt of the said company, not exceeding twenty thousand (\$20,000) dollars, and to issue their bonds therefor in sums of not less than two hundred (\$200) dollars each, bearing interest at the rate of six per

Authorized to
borrow money
and issue bonds.

cent. per annum, to be paid semi-annually, and to secure the same by a mortgage on the road, estate, corporation, privileges and franchises of said company.

May secure bonds by mortgage.

SECTION 2. That the said mortgage, securing the bonds authorized to be issued by this act, shall be executed to two trustees, in trust, for the use, benefit and security of the holders of the bonds; and the said trustees shall be empowered by the terms and conditions of the mortgage, to sequester or sell the road, estate, corporate privileges and franchises of said company as mortgaged, for the use and benefit of the bondholders, in such manner and form as may be provided for by resolution of the board of managers of said company, passed at any regular or special meeting of said board.

Mortgage to be executed to two trustees.

Trustees may sequester or sell road.

SECTION 3. That the purchaser or purchasers of said road, estate, corporate privileges and franchises of said company, at a sale by the trustees in the mortgage, as provided for by the second section of this act, shall be vested with all the powers granted by the first section of the act approved the fifth day of April, Anno Domini one thousand eight hundred and seventy, entitled "An Act to incorporate the Lancaster and New Danville Turnpike Road Company," and have all the powers, and be subject to all the restrictions and provisions granted and imposed by the act approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-one, entitled "An Act concerning the sale of railroads, canals turnpikes, bridges and plank roads."

Powers, &c., of purchasers of road.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 660.

A Supplement

To an act, entitled "An Act relative to grading, paving, curbing and otherwise improving Troy Hill road, in the city of Allegheny," approved the tenth day of May, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of providing means for grading, paving, curbing and otherwise improving the Troy Hill road, in the city of Allegheny, the council of said city shall have authority to issue and negotiate, on the best possible terms, from time

Council may issue and negotiate bonds.

- to time as required, bonds of said city, to an amount not exceeding seventy-five per centum of the estimates for the work done as the same shall be made during the progress thereof; said bonds to be free from taxation, to bear seven per centum interest, payable semi-annually, to be of such denominations, and payable and redeemable at such time or times as said councils may direct; the moneys realized from the sale of said bonds shall be paid to the parties contracting for said work as the same progresses, at such times and in such amounts as may be agreed upon.
- How moneys realized from sale of bonds to be applied.** SECTION 2. At the completion of the work the controller of said city shall certify, under oath, to the viewers the amount of bonds issued, when issued, when payable and redeemable, the amount realized therefrom and the interest paid thereon; and said viewers shall include the amount of said bonds and the interest thereon down to the date of the making of the assessment, as part of the assessments for said work.
- Viewers to include bonds and interest in assessment.** SECTION 3. The viewers shall include the expenses of the preparation of said bonds and the incidental expenses of their view in their assessment.
- To include certain expenses.** SECTION 4. The viewers' report, when approved by councils, shall be final and conclusive without exception or appeal.
- Report final.** SECTION 5. If the viewers shall find other property outside of said city, or Reserve township, benefited by said improvement, they shall have power to assess the same as fully as though situate therein.
- May assess other property benefited by improvement.** SECTION 6. Said road shall be graded and paved of a width of forty feet.
- Width of road.** SECTION 7. When said report of viewers is confirmed by councils, a copy thereof, together with a map of the improvement and the property assessed, shall be filed in the office of the prothonotary of Allegheny county, and the original shall remain in the office of the treasurer of said city.
- Copy of report, &c., to be filed with prothonotary.** SECTION 8. The assessment authorized by this act shall be payable at the office of the treasurer of said city, in four equal annual instalments, with interest from the date of said assessment, at the rate of seven per centum upon the unpaid portion thereof, the first of which, with interest on the whole amount at seven per cent., shall be payable sixty days from the date of the said confirmation, and the others annually thereafter until all are paid; each of said instalments shall bear interest at the rate of seven per cent. from the time they become due until fully paid.
- Payment of assessment.** SECTION 9. If any of said assessments or instalments thereof are not paid within thirty days from the time they become due, it shall be the duty of said treasurer to certify the same to the solicitor of said city, whose duty it shall be to file a lien for the same, together with interest and five per cent. for collection, in the district court of Allegheny county; said liens shall be filed, and writs of *levari facias* and *scire facias* may be issued and proceeded in as now provided for municipal liens of said city, and the same costs shall be taxed; judgments shall be entered thereon for the full amount of the assessment remaining unpaid, with leave to take out execution for the instalment, interest and collection fees then due,
- Interest on instalments.**
- Proceedings on failure to pay instalments.**

and for each subsequent instalment, interest and fees as the same becomes due.

SECTION 10. Said assessments, with the interest accruing thereon, and fees for collection, shall be liens upon the property assessed from the commencement of the work until fully paid; they shall have precedence to all other liens and shall not be divested by any judicial sale. Assessments to be first liens.

SECTION 11. All moneys received from said assessments shall be kept in a district fund, and after paying the balance due the contractors for said work shall be applied towards the liquidation of said bonds and interest. How moneys received from assessments to be applied.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 661.

An Act

For the relief of Joseph Liness.

WHEREAS, Joseph Liness, of the city of Harrisburg, did, from June first one thousand eight hundred and sixty-nine to June first one thousand eight hundred and seventy, perform services as clerk in the office of the state historian, and for said service was to receive the sum of five hundred dollars:

And whereas, The said Joseph Liness received from the state historian, in the month of July, one thousand eight hundred and seventy, the sum of one hundred and eighteen dollars, leaving a balance due him of three hundred and eighty-two dollars; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the state treasurer is hereby authorized and directed to pay to the said Joseph Liness, or his authorized agent or attorney, the sum of three hundred and eighty-two dollars, out of any money in the treasury not otherwise appropriated, which sum shall be in full payment to the said Joseph Liness for services as clerk as aforesaid.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 662.

An Act

To incorporate the East End Life Insurance and Improvement Trust Company of Pittsburg.

Commissioners.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That John C. Beecher, J. J. Marchand, Alexander Bates, James Connor, Joseph F. Denniston, William O. H. Scully, William H. Denniston, George Finley, William B. Negley and John H. Stewart, or any three of them, be and they are hereby authorized and empowered to receive subscriptions to the capital stock of a company to be denominated the East End Life Insurance and Improvement Trust Company of Pittsburg, and shall give notice, in any newspaper published in the city of Pittsburg, at least ten days previous, of the time and place where books for the receiving said subscriptions for the stock of said company will be opened; and the subscribers thereto, at said time and place, shall hold an election for a president and five directors of said company, who shall constitute a board of directors of said company, to serve as such until the next annual election, which election shall be held on the second Wednesday in January in each and every year hereafter: <i>Provided</i> , That the said company shall have the power, from time to time, to increase the number of directors thereof to any number not exceeding fifteen in all.
Notice of receiving subscriptions.	
Election for president and directors.	
May increase number of directors.	
Capital stock.	SECTION 2. That the capital stock of this company shall consist of one thousand shares of the par value of one hundred dollars each, with the privilege of increasing the same to an amount not exceeding five thousand shares, of a par value of one hundred dollars each.
Certificate to governor.	SECTION 3. That when five hundred shares have been subscribed, and not less than five dollars per share have been paid in cash, the president shall certify to the governor, under his hand and seal, the names of all the subscribers to said stock, the number of shares subscribed by them and the amount paid in by them, respectively; and the governor shall thereupon, under his hand and seal and the seal of the state, by letters patent, enact and create the said subscribers, and those who may become associated with them by virtue of this act, into a body politic and corporate, in deed and in law, under the name, style and title of the East End Life Insurance and Improvement Trust Company of Pittsburg, with all the rights and privileges and subjected to all the provisions and restrictions set forth in an act, entitled "An Act to incorporate the United Security Life Insurance and Trust Company of Pennsylvania," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight: <i>Provided however</i> , That nothing therein contained shall conflict with, alter or annul the provisions of this act: <i>And provided</i> , That all notices
Letters patent.	
Title.	
Privileges, &c.	
Proviso.	
Proviso.	

and publications of meetings shall be made by this company in the city of Pittsburg: *And provided further*, That section five of the act to incorporate the United Security Life Insurance and Trust Company shall not apply to this act. Proviso.

SECTION 4. The principal office of this company shall be located in the city of Pittsburg. Office.

SECTION 5. The corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the capital stock hereby authorized, in four equal annual instalments, and upon the increase thereof, as the same may be increased, a like percentage at like times thereafter, and such tax on dividends as are now or may hereafter be required by law. Bonus and tax on dividends.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 663.

An Act

To vacate a portion of Centre street, in the borough of Pottsville, Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That part of Centre street, in the borough of Pottsville, in the county of Schuylkill, between Harrison and Nichols street, lying west of the west line of said Centre street, as lately established by the confirmation of the report of reviewers at the December term, one thousand eight hundred and seventy-one, of the court of quarter sessions of Schuylkill county, be and the same is hereby vacated.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 664.

An Act

To legalize the right of Joseph B. Reeves, to act as judge of election in and for the borough of Athens, in the county of Bradford.

WHEREAS, Joseph B. Reeves, who is district attorney in and for the county of Bradford, was duly elected judge of the election in and for the borough of Athens, in said county, which said offices are incompatible; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for Joseph B. Reeves, of the borough of Athens, in the county of Bradford, to act and perform the duties of judge of election in and for said borough, in pursuance of his election as such in January, Anno Domini one thousand eight hundred and seventy-two, as though he was not district attorney for the said county, and that his acting as judge of the election aforesaid shall not be construed to invalidate his acts as district attorney of said county of Bradford.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 665.

An Act

To exempt the Germantown Hospital in the Twenty-second ward of the city of Philadelphia from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the lot and buildings belonging to the Germantown Dispensary and Hospital, situate on the south-easterly side of Penn street or Shoemaker's lane, at the distance of six hundred and forty-six feet south-westwardly from the south-west

side of Chew street, in the Twenty-second ward of the said city of Philadelphia, containing in front or breadth on the said Penn street or Shoemaker's lane, one hundred and forty feet, and extending in length or depth south-eastwardly, between lines at right angles to the said Penn street, about two hundred and twenty-five feet more or less to ground of Heinrich Weimer, including in the said depth the whole breadth of a certain thirty feet wide lane leading into the Bristol township line road, formerly laid out by Isaac Thomas, over this and his other adjacent grounds, for the common use thereof but not yet opened, bounded north-westerly by the said Shoemaker's lane or Penn street, north-eastwardly by ground of Godfrey Bender, south-eastwardly by said ground of Heinrich Weimer, and south-westwardly by ground of Joseph Parker, be and the same are hereby exempt from all taxation, except for state purposes, so long as the same are used for a dispensary and hospital.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 666.

An Act

To authorize the burgess and council of M'Keesport, in the county of Allegheny, to borrow money to build a market house, issue bonds and levy a tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and council of the borough of M'Keesport, in the county of Allegheny, be and they are hereby authorized and empowered to borrow money to an amount not exceeding twenty thousand dollars, (\$20,000,) payable at any time not exceeding ten years from the date of such loan, and to issue coupon bonds for the same, with interest, at a rate not exceeding seven per centum, payable annually at the office of the treasurer of said borough; said loan to be applied to building a market house and town hall in said borough.

Authorized to borrow money and issue bonds.

How loan to be applied.

SECTION 2. That all the income or revenues arising from said market house prior to the date of the maturity of said bonds, shall be applied to the payment of the same, principal

How income from market house to be applied.

May levy and
collect special
tax.

and interest, after which time to be applied as said council may direct; and the burgess and council of said borough are hereby authorized and empowered to levy and collect annually, in addition to the taxes now authorized to be collected by them, such an amount of tax, not exceeding one per centum on the taxable property of said borough, as may be required to pay any balance of said bonds, principal and interest, as the same may come due, not paid by the revenue so derived from said market house.

Bonds exempt
from local taxa-
tion.

SECTION 3. That any bonds issued in pursuance of this act shall be exempt from taxation for county and municipal purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 667.

A Supplement

To an act, entitled "An Act to incorporate the Big Run of Beech Creek Navigation Company," approved the nineteenth day of July, Anno Domini one thousand eight hundred and sixty-six.

Office.

Annual meet-
ing.

Failure to hold
election at time
appointed.

How first and
fifth sections of
former act to be
construed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the principal office of said company shall be established and maintained in the city of Lock Haven, and the annual meeting of the company for the election of officers shall be held on the first Monday of January in each and every year hereafter, but the officer for the year one thousand eight hundred and seventy-two shall be elected within twenty days after the passing of this act; and in case the annual election should not take place at the time herein appointed, the officers for the preceding year shall hold their respective offices until their successors are elected and qualified.

SECTION 2. That the first and fifth sections of the act to which this is a supplement shall be so construed as to authorize the said corporation to charge and collect tolls upon all logs or other lumber floated or driven over any portion of the said Big Run of Beech creek or its branches, cleared out or improved by or for said corporation, or which improvement the said corporation has purchased or may hereafter purchase,

whether such logs or other lumber were put into said stream at or above the points where said streams are improved.

SECTION 3. That the said corporation shall have the power, ^{May erect} and it is hereby authorized to erect and maintain one or more ^{splash dams.} splash dams for the purpose of creating artificial floods to assist in driving the logs and other lumber out of said streams.

SECTION 4. That the fifth section of the act to incorporate the Bennett's Branch Improvement Company, which became a law on the thirtieth day of March, Anno Domini one thousand eight hundred and sixty-four, together with the act explanatory of said section, approved the ninth day of April, Anno Domini one thousand eight hundred and sixty-seven, and also the fifth section of the act to incorporate the Eddy Run Improvement Company, approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight, are hereby extended to said corporation and to the streams authorized to be improved by it. ^{Certain provisions extended to.}

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 668.

An Act

To repeal the charter of the South Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to incorporate the South Improvement Company," approved the sixth day of May, Anno Domini one thousand eight hundred and seventy-one, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 669.

An Act

For the removal of certain real estate of James Freeland from the limits of the borough of Millersburg, and annexing the same to the township of Upper Paxton, in the county of Dauphin.

Preamble.

WHEREAS, Under the provisions of the act of May five, one thousand eight hundred and sixty-four, entitled "An Act relating to the borough of Millersburg, in the county of Dauphin," upon the petition of James Freeland, his farm of one hundred and thirty-three acres, or thereabouts, situate in Upper Paxton township, was, by ordinance of said borough, brought within the corporate limits and jurisdiction of the municipal authorities of said borough:

And whereas, The relation thus entered into is inconvenient and burdensome; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the said James Freeland to give notice to the chief burgess and town council of the said borough of Millersburg, of his desire to withdraw his said premises from the jurisdiction of the authorities aforesaid, and thereupon the said farm and tract of land, with the appurtenances, shall cease to be a part of the said borough, and shall be restored to its original position in the township of Upper Paxton, the same as if it had never been annexed to the said borough; and upon receiving the notice aforesaid from the said James Freeland, it shall be the duty of the burgess and town council aforesaid, to repeal the ordinance annexing the tract of land aforesaid to the said borough: *Provided*, That this act shall not effect any taxes heretofore assessed upon said property by the borough of Millersburg, all of which said taxes shall be paid in full by said James Freeland to said borough.

Upon notice given borough authorities, farm to be annexed to township.

Ordinance to be repealed.

Act not to affect taxes heretofore assessed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 670.

An Act

For the making of a state road in the counties of Schuylkill and Carbon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Reuben F. Leiby and John S. Boyer, of the county of Commissioners Schuylkill, and Stephen S. Minnich and James Taggart, of appointed. the county of Carbon, are hereby appointed commissioners, who, or a majority of whom, shall, first being duly sworn or affirmed to discharge the duties herein enjoined with fidelity Their duties. and impartiality, examine the ground for and view, lay out and distinctly mark upon the best ground and to the best public advantage a state road, to begin at a point near the northern Route of road line of the borough of Tamaqua and the Hazleton road, in the county of Schuylkill, and to run thence north-easterly by way of William Kaups, through Nesquehoning gap, to Gerhardt's grist mill, in Carbon county, and to make out two reports Reports and drafts of said road and deposit one in the office of the clerk of the quarter sessions of each of the said counties; and the said commissioners, one surveyor also whom they shall employ, shall each receive two dollars for each day necessarily Compensation. employed in discharging the said duties, and they may likewise employ two chain carriers and one axeman, who shall Chain carriers and axeman. each receive one dollar and a half per day; and the said expenses shall be paid by the county commissioners of the Payment of expenses. counties aforesaid, in proportion to the length of the road in each county respectively.

SECTION 2. That the said commissioners may, in the discharge of the duties aforesaid, follow the line of and adopt any existing public road in their route, or any parts of such existing public road, so far as it may seem to them best so to do, and may reject and vacate any and such other parts thereof as they may judge it best to do, having regard, in all cases, to the buildings and improvements on and along such existing road; and they shall distinctly set out and exhibit in each of their said two reports and drafts so much and such parts of the existing road as they shall adopt and shall vacate, respectively, in the laying out and making of the said state road. May adopt or vacate parts of existing roads. To set out in reports parts adopted or vacated.

SECTION 3. That the said state road shall be opened and constructed of the width fixed therefor by the said commissioners, not exceeding fifty feet, and at the expense of the individuals and companies owning or occupying lands through or contiguous or adjacent to which the said road shall be laid out: *Provided*, That no such individual or company shall be compelled to pay or contribute for that purpose any further, greater or other sum than such road taxes as are or may be assessed at the rate and in common with the lands and property of others in the respective townships upon their lands Width of road, and at whose expense to be opened. *Proviso.*

How road taxes
and advances of
money to be ap-
plied.

aforesaid, or the property thereon; but that all road taxes now due, or which may hereafter be assessed upon such lands and the property thereon by the supervisors of the respective townships in which such lands lie, shall, together with such other sums as may for that purpose be advanced by the said individuals or companies, and which sums so advanced shall be credited on account of road taxes that may hereafter be assessed upon such lands and property, be appropriated and applied by the supervisors of the respective townships to the opening and construction of state road, and to no other purpose, until said road shall be in good order for traveling with carriages and vehicles.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 671.

A Further Supplement

To the act, entitled "An Act to incorporate the Insurance Company of the State of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president and directors of the Insurance Company of the State of Pennsylvania, be and they are hereby authorized and empowered to appoint agents or officers to effect insurances in this state, or in any of the other states of the Union, or without its limits, and that contracts of insurance effected by such agents or officers, shall be as valid and binding as if the same were effected by the president and directors aforesaid, in the state of Pennsylvania; and the said the Insurance Company of the State of Pennsylvania, shall have all the other powers and privileges conferred on or exercised by any other insurance company incorporated for like purposes by the legislature of the commonwealth of Pennsylvania.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 672.

A Supplement

To the act, entitled "An Act to incorporate the Tamaqua Life Insurance and Trust Company of Schuylkill county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporation created by the act, entitled "An Act to incorporate the Tamaqua Life Insurance and Trust Company of Schuylkill county," approved the second day of April, Anno Domini one thousand eight hundred and sixty-nine, and now called the Tamaqua Banking and Trust Company, be and the same shall hereafter be known as and called the Tamaqua Banking and Trust Company; that all insurance privileges of the said company be and the same are hereby repealed, reserving to said company all the trust and other privileges thereunto belonging; and that hereafter said company, and the capital stock thereof, shall be subject to such taxation as is now imposed upon banks created under the laws of this commonwealth and none other. Name.
Insurance privileges repealed
How company and stock to be taxable.

SECTION 2. That the said company shall have all the rights and privileges and be subject to all the restrictions set forth in the supplement to an act to incorporate the Safe Deposit Bank of Pottsville, approved the eleventh day of May, Anno Domini one thousand eight hundred and seventy-one. Rights, privileges, &c.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 673.

An Act

Relative to the Pennsylvania and New York Canal and Railroad Company.

WHEREAS, Under the provisions of an act, entitled "An Act to authorize the North Branch Canal Company to change their

name, style and title to the Pennsylvania and New York Canal and Railroad Company, and to construct a railroad along and upon the towing path or berme bank of their canal," approved the twentieth day of March, one thousand eight hundred and sixty-five, a railroad has been constructed in accordance with the several provisions of the act aforesaid, thus affording the public of the counties through which it runs, and other portions of the state of Pennsylvania and adjoining states, a more reliable and more expeditious avenue of transportation :

And whereas, Since the construction of said railroad, the use of the canal for transportation purposes has steadily diminished, so that for the year one thousand eight hundred and seventy-one, the receipts were only nine thousand two hundred and eight dollars and eighty-two cents, thus showing that no public necessity exists therefor :

And whereas, The canal being a serious detriment to much of the property through which it runs, in consequence of the leakage rendering portions of the land unfit for cultivation ; therefore,

Released from obligation to keep canal in repair.

Proviso,

Release not to be construed as surrender of rights heretofore granted, &c.

Rights, privileges, &c., heretofore granted, confirmed to company.

Title to property embraced by general mortgage, not to be impaired by release of obligation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the Pennsylvania and New York Canal and Railroad Company, be and they are hereby relieved from any and every obligation at law or in equity, to keep in repair their canal or any portion thereof : *Provided*, That the portion between the feeder dam on the Lackawanna river and Northampton street, Wilkes Barre, shall be kept in repair so long as it may be necessary to feed the canal between Wilkes Barre and Nanticoke dam.

SECTION 2. That the release of the obligation to keep in repair the canal as above provided, shall not be construed as a surrender or abandonment by the said company of any rights, property or franchises heretofore granted to the said company on the line of said canal or its appurtenances, or of any title, interest or estate heretofore vested in them, in, upon or along the site heretofore occupied by any portion of their said navigation or works connected therewith, except the right to re-construct the said canal.

SECTION 3. That all the rights, powers, privileges and franchises heretofore granted to the said company, subject to the exceptions expressed in this act, are hereby confirmed to this company and declared to be in full force and effect.

SECTION 4. That the title of the said company, to the real and personal estate embraced by their general mortgage and deed of trust of the first day of June, Anno Domini (1866) one thousand eight hundred and sixty-six, executed by authority of the act approved the twentieth day of March, one thousand eight hundred and sixty-five, shall not be impaired by their release of obligation to keep said canal in repair as aforesaid, and is hereby confirmed to the said company absolutely, subject, however, to the lien and trusts of the said mortgage, and to any other liens that may exist thereon, and to any estate or right therein of other persons ; and subject as aforesaid, the said company may hold, possess and enjoy all the real and

personal estate now owned or used by them, and the managers may sell and convey or exchange in fee simple, or for any less estate, any part thereof: *Provided*, That the company shall either purchase all canal boats belonging to citizens of Bradford, Susquehanna and Wyoming counties, or shall put water into the canal so as to allow the owners of said boats to float them out, or in case of the destruction of the said canal by freshet, the company shall themselves deliver all such boats into some adjoining canal: *And provided further*, That the company shall transport coal and plaster by their railroad to and from all points in Bradford and Wyoming counties, charging no higher rates for such transportation than they charged therefor during the years one thousand eight hundred and seventy, and one thousand eight hundred and seventy-one.

To purchase or provide means for removal of canal boats.

Limited in rates for transportation of coal and plaster.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 674.

An Act

To confirm title to certain real estate.

WHEREAS, The board of school directors of Wilkes Barre township school district, in Luzerne county, did, on the first day of December, Anno Domini one thousand eight hundred and fifty-five, for the sum of twenty-five dollars, purchase, for the use of said school district, a certain lot, piece or parcel of land situated in said Wilkes Barre township, Luzerne county, and state of Pennsylvania, bounded and described as follows, to wit: Beginning at a point at the intersection of the road leading from Wilkes Barre to Hollenbeck's mill, and the road leading to Mocktown, and running thence along road leading to Hollenbeck's mill in a north-easterly direction one hundred and fifty feet to a corner; thence in a southerly direction eighty feet to a corner on said Mocktown road; thence in a south-westerly direction along said Mocktown road one hundred and fifty feet to the place of beginning, containing a little more than one-eighth of an acre:

And whereas, The said lot was used for school purposes up to March sixth, Anno Domini one thousand eight hundred and sixty-nine, at which time the title to the same became vested in the North school district of Wilkes Barre township,

by deed of partition between the North and South districts of said township, on the division of said township into two school districts:

And whereas, The North school district of said Wilkes Barre township sold said lot at public sale, and vested the title of said lot in Thomas C. Mullally by deed:

And whereas, Doubts have arisen as to the authority of a board of school directors to convey real estate without special authority granted by the legislature; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the title of Thomas C. Mullally, in and to the lot of land described in the preamble of this act, be and the same is hereby ratified, confirmed and declared good and valid in law, any law, custom or usage to the contrary notwithstanding.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 675.

A Supplement

To an act, entitled "An Act to incorporate the Franklin Bank of the city of Philadelphia," passed the first day of April, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That in addition to the powers heretofore conferred upon the Franklin Bank of the city of Philadelphia, it shall have and is hereby vested with all the rights, powers, privileges and responsibilities conferred upon the Fidelity Insurance, Trust and Safe Deposit Company of the city of Philadelphia by an act of assembly, approved the twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six, and the supplements thereto.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 676.

An Act

Relating to the opening or vacating of streets in the borough of Pottsville.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all petitions to the court of quarter sessions of Schuylkill county, for the appointment of viewers to lay out or vacate any street, alley or lane, or any part of any street, alley or lane in the borough of Pottsville, shall be first submitted to the town council of the said borough of Pottsville for approval, and no viewers shall hereafter be appointed by the said court or by any court upon any petition which shall not be so approved by the said town council of the borough of Pottsville.

Court not to appoint viewers until petition is approved by council.

SECTION 2. That all acts or parts of acts inconsistent with Repeal. this act are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 677.

An Act

Repealing an act declaring Annin creek, in M'Kean county, a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act declaring Annin creek, in M'Kean county, a public highway," approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy, be and the same is hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 678.

An Act

Relative to Second street between Paxton street and Race street, in the city of Harrisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the western line of Second street, between Paxton street and Race street, in the city of Harrisburg, is hereby fixed at a distance of eighty feet from the middle of Pennsylvania canal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 679.

An Act

To establish the Georgetown ferry over the Susquehanna river, from a point at or near Georgetown, in Northumberland county, to a point on the opposite shore, at or near the dwelling house of Philip Hilbush, in the county of Snyder.

Ferry author-
ized.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Martin Bachman, of Lower Mahanoy township, in the county of Northumberland, and Philip Hilbush, of township, in Snyder county, their heirs and assigns, shall have the right and privilege, at their own expense, to make good and convenient landings on the east and west side of the Susquehanna river, at a point at or near Georgetown, in Northumberland county, connecting on the west side of said river on the lands of Philip Hilbush, in township, Snyder county, and to use the said river between said landings as a public ferry.

SECTION 2. That the said Martin Bachman and Philip Hilbush, their heirs and assigns, shall keep the said landings and ferry in good order and repair, fit for the transportation and passage of travelers, teams and carriages of all description, and shall keep good and substantial boats and other crafts, and competent and careful ferrymen, who shall constantly, as occasion may require, attend for the purpose of carrying passengers, teams and carriages across said river with all reasonable diligence and care. To be kept in good order.

SECTION 3. That the said Martin Bachman and Philip Hilbush, their heirs and assigns, as a remuneration for keeping up and maintaining in good repair the said landings and ferry aforesaid, shall receive such tolls for carrying persons, teams, carriages, horses and other animals and articles of transportation as are received by other ferries of like character crossing the said river. Tolls.

SECTION 4. That all persons, except the said Martin Bachman and Philip Hilbush, and their heirs, agents or assigns, are hereby prohibited from using said river for the purpose of a ferry within the distance of one and one-half miles of the said hereby established ferry; and any person or persons so violating the provisions of this act shall forfeit and pay to the said Martin Bachman and Philip Hilbush, their heirs and assigns, the sum of two dollars for every traveler, team, head of cattle, horse or carriage ferried over said river within the above mentioned bounds, to be recovered as like sums are now recoverable before any justice of the peace. Prohibition.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY.

No. 680.

A Supplement

To an act, entitled "An Act regulating auctions and auctioneers in the boroughs of Hollidaysburg and Gaysport, and in the city of Altoona, in Blair county," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the first section of the act of assembly, entitled "An Act regulating auctions and auctioneers in the boroughs of Hollidaysburg and Gaysport, and the city of Altoona, in Blair county," be and the same is hereby amended and altered so that the proviso of said section shall read as follows: "That the annual license shall be the sum of fifty (\$50) dollars, and the bond to be executed shall be in the sum of fifteen hundred dollars instead of five thousand dollars:" *Provided*, That this supplement shall only apply to the city of Altoona aforesaid.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 681.

An Act

Providing for the taking of game in the county of Somerset.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Penalty for killing squirrels or rabbits out of season.

That no person shall kill, or have unlawfully in his or her possession, or expose for sale any fox squirrel or gray squirrel, or rabbit, between the first day of January and the twentieth day of June, under a penalty of five dollars for each and every squirrel or rabbit so killed, or unlawfully had in possession or exposed for sale.

Repeal.

SECTION 2. That any act or parts of acts inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 682.

An Act

To authorize the supervisors of the township of Summerhill, in the county of Crawford, to pay out of the funds in the treasury of said township certain debts contracted for bounty purposes.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the supervisors of the township of Summerhill, in the county of Crawford, be and they are hereby authorized to pay, out of any funds in the treasury of said township, to Mrs. Polly Devenport one hundred and ninety-five dollars, also to Mrs. Jas. M'Lallin fifty-five dollars, being balance of funds borrowed for the redemption of bounty bonds issued by said township during the late war.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 683.

An Act

To prevent fishing in Forest lake in the county of Susquehanna.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That from and after the passage of this act it shall not be lawful for any person or persons to catch, take or kill any fish in the lake known as Forest lake, in the county of Susquehanna, between the first day of November and the first day of May in each year.

Catching fish during certain seasons, prohibited.

SECTION 2. That any person so offending against the provisions of this act shall, on conviction thereof, pay a fine of five dollars for the first offence and ten dollars for each subsequent offence, with costs of suit, to be recovered in the name of the commonwealth before any justice of the peace having jurisdiction over the place where such offence shall have been

Penalty for violating act.

Now appro-
priated.

committed; such fine, when collected by the justice, to be paid to the treasurer of the school board of said district, for school purposes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 684.

An Act

Extending the provisions of an act entitled "An Act relative to roads and public highways in Fulton and Salisbury townships, Lancaster county," approved the sixteenth day of March, Anno Domini one thousand eight hundred and sixty-eight, to the township of Little Britain, said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to roads and public highways in Fulton and Salisbury townships, Lancaster county," approved the sixteenth day of March, Anno Domini one thousand eight hundred and sixty-eight, are hereby extended to the township of Little Britain, said county.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 685.

An Act

To authorize the election of an additional supervisor of roads in Allegheny township, Somerset county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for the qualified voters of the township of Allegheny, in the county of Somerset, to elect three supervisors of roads for said township instead of two as heretofore; said additional supervisor to have and exercise all the powers and privileges, and enjoy all the emoluments and immunities conferred upon the several supervisors of said township by existing laws.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 686.

A Further Supplement

To an act for the protection and preservation of fish within the county of Berks, approved the second day of April, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of affording increased protection to fish within the county of Berks, and especially to the *gristes salmoides* or black bass, recently introduced into the Schuylkill river and its tributaries, it shall not be lawful for any person or persons to take, catch, capture, kill, or assist in so doing, any fish, by means of nets of any kind, fish-baskets, outlines, night-lines, swimmers or floating lines, or by any means or device whatever, save by what is commonly known as fishing with rod and line in the said Schuylkill river, and the several

Fishing in
Schuylkill river
and tributaries,
regulated.

tributaries thereof within said county, including the Schuylkill and Union canals; nor shall it be lawful to set, use or employ, for the purpose of taking or catching fish in the said Schuylkill river, tributaries or canals above mentioned, any nets, fish-baskets, outlines, night-lines, swimmers or floating lines, or other device or contrivance whatever, save what is commonly called the rod and line; nor shall it be lawful for any person or persons to catch, take or kill, by any means whatever, rod and line not excepted, any *gristes salmoides* or black bass, until the first day of September, of one thousand eight hundred seventy-three, after which time they may be caught, except during the spawning season, by means of the rod and line, and not otherwise: *Provided*, That the accidental catching of such *gristes salmoides* or black bass, shall not be regarded as a violation of this act, if they are immediately put back alive into the stream: *And provided further*, That it shall not be unlawful to use or employ what are commonly called set-nets between the first day of March and the first day of June, of each year: *And provided further*, That the portion of the Tulpehocken creek, and several tributaries, extending from the foot of Reber's mill-dam, in Bern township, to the dam above Taylor's forge, Marion township, shall not be affected by this supplement.

Penalty for
violating act.

SECTION 2. Every person violating any of the provisions of the first section of this act, shall be liable to the penalty or penalties prescribed by the act and its supplement, to which this act is a further supplement, and may be proceeded against accordingly.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 687.

An Act

Authorizing the burgess and town council of the borough of Dale City, in the county of Somerset, to levy additional tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Dale

City, in the county of Somerset, be and they are hereby authorized to levy and collect a poll tax on each and every male citizen of said borough above the age of twenty-one years, for the purpose of opening, grading and properly improving the streets and alleys in said borough; said tax not to exceed two dollars per annum.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 688.

An Act

To provide for the collector of taxes in the borough of Temperanceville, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That hereafter all taxes levied in the borough of Temperanceville, in the county of Allegheny, for borough or school purposes, shall be payable to the treasurer of said borough between the first day of June and the first day of November, of each year, subject to the following deductions and charges, namely: If paid on or before the first day of August, five per centum; if paid between the first day of August and the fifteenth day of September, two per centum. As soon as practicable after the first day of September, in each year, the said treasurer shall give notice by publication in one or more newspapers published in the county of Allegheny, to all persons who have omitted to pay their taxes, that if not paid on or before the first day of October following, that five per centum will be added thereto, and if not paid on or before the first day of November following, warrants will be issued to collect the same, with ten per centum for the use of the borough and five per centum as compensation to the collector, which said additions are hereby authorized.

School and borough taxes to be paid to borough treasurer.

Abatements.

Treasurer to notify delinquents to pay before certain date.

SECTION 2. It shall be the duty of the treasurer of said borough on or before the fifth day of November, of each year, to issue his warrants to the borough constable or other qualified voter thereof, having obtained adequate security to be approved by the councils of said borough for the faithful performance of his duty, commanding him to levy all unpaid

To issue warrant to collector to collect unpaid taxes.

taxes of the goods and chattels of all delinquents wheresoever found, and said collector shall proceed to collect the same in the manner authorized by the laws of this commonwealth in reference to state and county taxes.

Collector to make return of collections, and report of uncollected taxes.

Liens to be entered as liens.

SECTION 3. Said collector shall make return to the borough treasurer of all taxes collected by him, from time to time as councils may direct, and upon the first day of January following, shall make full report of all taxes remaining uncollected, whereupon said treasurer shall make out a statement of all taxes upon lands in said borough which may remain unpaid, and certify the same to the prothonotary of the several courts of Allegheny county, who shall enter the same as liens in the manner proceeded for county taxes in said county.

WILLIAM ELLIOTT,

Speakers of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 689.

A Further Supplement

To an act, entitled "An Act to incorporate the Emaus Iron Company," approved the eleventh day of March, Anno Domini one thousand eight hundred and seventy.

Capital stock, relative to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be construed to be the true intent and meaning of the act of assembly, entitled "A supplement to an act, entitled 'An Act to incorporate the Emaus Iron Company,' approved the eleventh day of March, Anno Domini one thousand eight hundred and seventy," said supplement having been approved the fourteenth day of April, Anno Domini one thousand eight hundred and seventy, that the capital stock of said Emaus Iron Company, authorized by the same supplement, shall consist of five thousand shares, of the par value of fifty dollars per share; and all such stock of said company issued upon said basis is hereby declared to be valid from the date of their respective issues.

May hold stock of any mining or manufacturing company, and sell real estate.

SECTION 2. The aforesaid Emaus Iron Company shall have power to purchase and hold the stock of any mining or manufacturing company of this commonwealth to an amount not exceeding its capital stock, and also to sell and convey so

much of its real estate as it may deem proper; and all sales and conveyances of its real estate heretofore made by the aforesaid Emaus Iron Company be and the same are hereby declared to be valid from the date of the execution of the deeds for the same, and to have the same force and effect in law as if the said company had the legal right to make and execute the same at the time of the making thereof.

Sales heretofore
made, declared
valid.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 690.

An Act

To repeal an act, entitled "An Act to provide for the election of road commissioners in Hickory township, county of Mercer, and for the better regulation of the road law in said township," approved May tenth, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to provide for the election of road commissioners in Hickory township, county of Mercer, and for the better regulation of the road law in said township," approved May tenth, one thousand eight hundred and seventy-one, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 691.

An Act

Authorizing the supervisors of Lower Mahanoy township, in Northumberland county, and the supervisors of Mifflin township, in Dauphin county, to build a foot-bridge over Mahantongo creek, at a point near the dwelling house of Solomon Ressler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Lower Mahanoy township, in the county of Northumberland, and the supervisors of Mifflin township, in the county of Dauphin, be and they are hereby authorized, empowered and required to cause a good, convenient and sufficient public foot-bridge to be erected and constructed, at the expense of said townships respectively, over Mahantongo creek, at or near the dwelling house of Solomon Ressler; and the said supervisors are hereby directed to provide the means, that is to say, the supervisors of Lower Mahanoy township, in Northumberland county, one equal half part of the sum required, and the supervisors of Mifflin township, in Dauphin county, the other equal one-half part of the sum required to pay and satisfy the cost of the erection and construction of said foot-bridge as speedily as possible, so that the same shall be completed on or before the first day of June, Anno Domini one thousand eight hundred and seventy-two; and the supervisors of Lower Mahanoy township, in Northumberland county, and the supervisors of Mifflin township, in Dauphin county, at the cost and expense of their respective townships, are hereby required to keep and maintain the said foot-bridge in good, sufficient and serviceable repair thereafter; the equal one-half part of the cost, charges and expense of keeping and maintaining said foot bridge in good, sufficient and serviceable repair to be borne and paid by Lower Mahanoy township aforesaid, and the other equal one-half part of said cost, charges and expense of such said repairs to be borne and paid by Mifflin township aforesaid.

SECTION 2. That the said supervisors of Lower Mahanoy township, in Northumberland county, aforesaid, and of Mifflin township, in Dauphin county, aforesaid, shall jointly, as soon after the passage of this act as may be practicable, after having given at least ten days' notice, by advertisement, of the time and place, by putting up at least ten written or printed notices in as many of the most public places of their respective townships, (not less than five notices to be so put up in each of said townships,) give out, by public outcry, to the lowest and best bidder the building, erection and construction of the said bridge; and after the erection, construction and completion of said foot-bridge, the said supervisors, jointly, shall yearly and every year, sometime in the month of March in each year,

To cause bridge to be erected.

When bridge to be completed.

To keep same in repair.

To award making and repairing to lowest bidder.

give out, by public outcry as aforesaid, giving the same notice aforesaid, the repairing and keeping in repair of the said foot-bridge.

SECTION 3. The purchaser or purchasers, contractor or contractors for building, erecting and constructing said foot-bridge, and thereafter the purchaser or purchasers, contractor or contractors for keeping said foot bridge in good repair, before entering upon his or their contract or contracts, shall file with the supervisors a bond, to be approved of by the auditors of each of said respective townships, with sufficient security, to the amount of his or their contract or contracts, for the faithful performance of his or their duties; and in the case of contracts to keep said bridge in good and sufficient, convenient and serviceable repair, the said bond shall be further conditioned to save and keep the said townships, respectively, harmless from damages in consequence of accident from neglect in keeping the said foot-bridge in good repair and condition.

Purchasers to file bond with supervisors.

SECTION 4. The payments under the contracts hereinbefore provided for shall be made to the contractor and contractors monthly, by the supervisors of said townships, respectively, drawing orders, in the manner now required by law, in favor of the contractor or contractors, on the township treasurer of their respective townships for the estimated amount of work done in the previous month, each of said townships respectively paying and bearing an equal one-half part of such estimated cost, charges and expense as is hereinbefore provided: *Provided*, That the said supervisors of each of said townships are hereby required, for their respective townships, to view and inspect the making and repairing, and condition of said foot-bridge, at least once in every month, and be fully satisfied, before payment be made, that the contractor or contractors have fully complied with his or their contract or contracts, for which service so rendered each of said supervisors shall receive a compensation to be determined by the auditors of said townships respectively: *And provided further*, That no township officer shall be entitled to be a contractor for the erection and construction, or the repairing and keeping in repair of said foot-bridge.

How contractors to be paid.

Supervisors to inspect making and repairs.

Compensation.

Proviso

SECTION 5. Any violation of any of the provisions of this act by any contractor, supervisor or other township officer, shall be deemed a misdemeanor, and may be prosecuted by indictment and punished by fine or imprisonment, or both, at the discretion of the court.

Penalty for violating act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 692.

An Act

to incorporate the Hadden Manufacturing Company of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That S. Howell Jenkins, Nathaniel B. Brown, John C. Belden, Morris M'Dowell and C. Mason Joy, or a majority of them, and those who may hereafter be associated with them as stockholders, be and they hereby are incorporated and constituted

Title. a body politic and corporate, under the name, style and title of the Hadden Manufacturing Company of Philadelphia, and

Powers and privileges. by that name have perpetual succession, and be able to contract and be contracted with, sue and be sued, plead and be impleaded in any court of law or equity, to have a common seal, and all other the rights and privileges incident to a corporation.

Capital stock. **SECTION 2.** That the capital stock of said company shall be one hundred thousand dollars, divided into one thousand shares of the par value of one hundred dollars each, with power to increase the same from time to time, by a vote of two-thirds in value of the stockholders, at meetings called for the purpose, to two hundred thousand dollars; the shares of stock to be transferable on the books of the company, subject to such regulations as may be prescribed by the by-laws.

Shares transferable.

Directors. **SECTION 3.** That the board of directors of said company shall consist of five members, any three of whom shall be a quorum, who shall be stockholders of said company to such an amount as shall be fixed by the by-laws; they shall be elected by the stockholders immediately upon the passage of this act, and annually thereafter at such times as may be prescribed by the by-laws; and if from any reason the annual election shall not be held on the day fixed for the same, the directors then in office shall remain such until their successors are duly qualified; the board of directors shall, immediately upon their organization, elect from their own number a president, vice president, secretary, treasurer and superintendent, whose duties shall be prescribed by the by-laws, and who shall hold office for one year or until their successors are duly qualified; at all elections each share of stock shall entitle the holder thereof to one vote.

Election.

President, secretary, &c.

Votes.

Business. **SECTION 4.** That the business of said company shall be the manufacturing and selling of japanned, plain, stamped and planished tinware, and of tools for making the same, and of house furnishing goods generally, and to that end said company may hold, purchase and sell again for term of years, or in fee, such real estate as shall be necessary for the purposes of said corporation; the stockholders of said corporation

shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved April fifth, Anno Domini eighteen hundred and fifty-three. Individual liability.

SECTION 5. That the said corporation shall have power to make such by-laws as they shall deem proper to enable them to carry out the object of the corporation, and the same to alter and repeal at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of the state of Pennsylvania or of the United States, or to the provisions of this act, and that nothing herein contained shall give to the said corporation banking privileges: *And provided further*, That this act shall continue in force for the space of twenty years from the date of its approval. By-laws. Prohibition. Limitation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 693.

A Supplement

To an act incorporating the Green Land Company, approved May twenty-ninth, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the said company shall have power to acquire, from time to time, by purchase, lease or otherwise, such additional lands as they may deem expedient, and may sell, mortgage or otherwise dispose of the same; and may purchase, sell, transport and mine coal, and manufacture iron and sell the same.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY.

No. 694.

An Act

To exempt the Philadelphia Society for the establishment and support of Charity Schools from taxation.

WHEREAS, The Philadelphia Society for the establishment and support of Charity Schools, is open for the education of the children of the poor without regard to creed or sect, and all children are freely admitted and educated at its Beck's school in Catharine street, in the city of Philadelphia:

And whereas, All its revenue is also wholly appropriated to pay its teachers and to sustain its school, solely for the benefit of the children of the poor, no officer or member receiving, either directly or indirectly, any thing from the society on any account; and under such circumstances, it is right and proper that its property should not be taxed, which is only taxing a charity to support a charity; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the estate of the society be and the same is hereby exempted from all taxation whatever.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 695.

An Act

To authorize the chief burgess and town council of Tyrone city, Blair county, to borrow money and to levy and collect additional tax to pay the interest on the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Authorized to
borrow money
and issue bonds

That the chief burgess and town council of the borough of Tyrone be and they are hereby authorized and empowered to

borrow, on the credit of the said borough, any sum or sums of money, not exceeding fifteen thousand dollars, to be used for borough purposes, and to issue coupon bonds therefor, bearing interest, at a rate not exceeding eight per centum per annum, payable semi-annually, and the said bonds to be redeemable, at the option of the said borough, at any time after ten years from the date of issue.

SECTION 2. That said chief burgess and town council are hereby authorized, from time to time, to levy, assess and collect tax, in addition to the taxes now allowed to be levied, assessed and collected according to the general borough laws of the state of Pennsylvania, sufficient to pay the interest on the moneys borrowed by virtue of the provisions of the preceding section, and to reduce and pay off the principal, from time to time, as they in their discretion may think proper.

Authorized to
levy additional
tax.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 696.

An Act

Relating to the Lehigh Valley Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the annual meeting of the stockholders of the Lehigh Valley Railroad Company shall be held on the third Tuesday of January, instead of the second Monday of January, in each year as heretofore.

Annual meet-
ing of stock-
holders.

SECTION 2. That the privileges granted by the act, entitled "An Act to authorize the Philadelphia and Erie Railroad Company to construct branches of railroad from their main line," approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six, be and the same are hereby extended to the Lehigh Valley Railroad Company.

Right to con-
struct branches.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 697.

A Supplement

To an act, entitled "An Act to incorporate the city of Wilkes Barre."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* Viewers appointed, as required by the sixteenth section of said act, shall make report to the court of quarter sessions; and the proceedings in said court, upon said report, shall be the same as fixed by law for reports of viewers under the general act regulating boroughs and its supplements; the damages awarded and contributions assessed, when confirmed, shall be collected and paid in the same manner as provided under the acts of assembly relating to such matters in the borough of Wilkes Barre.

SECTION 2. In addition to the corporate powers heretofore granted, the council of said city shall be authorized—

First. In place of the twenty-fourth paragraph of the twenty-seventh section, which is hereby repealed, to levy and collect annually, for city purposes, any tax not exceeding two per centum on the dollar of the valuation assessed for county purposes, as now is or may be provided by law; all property, offices, professions and persons made taxable by the laws of this commonwealth for county taxes and levies, shall be taxable after the same manner for city purposes: *Provided nevertheless,* That no more money shall be appropriated or applied, in any year, for repairs of streets, alleys, gutters or sidewalks, or for opening, widening, lighting, paving or improving streets, alleys or gutters, or for any other city purposes, except city buildings, sewer mains and bridges, costing over five hundred dollars, in any ward of the city, than shall be raised by taxation or assessment of the inhabitants and property in the ward where such expenditures and improvements shall be made.

Second. To assess and collect the costs of grading, paving, guttering, et cetera, done upon or in front of premises owned by the county of Luzerne within said city, in the same manner as from properties of individuals or corporations.

Third. To require by ordinance or other general regulation that the owners or lessees of cars, carts, drays, wagons, carriages, omnibuses, coaches, sleighs, sleds or other vehicles of burden or pleasure let for hire, or employed or used in carrying articles or persons for pay; and also the owners, occupants or lessees of bowling-alleys and billiard tables for the use of which pay is demanded; and also auctioneers or other vendors of merchandise or articles by outcry or bidding; and also all other places of business or amusement conducted for profit, shall be annually registered and licensed, and required to pay into the city treasury for police purposes, such sums respectively, for such licenses, as may be established in the ordinance or any other general regulation.

Street viewers
to report to
court.

Proceedings
upon report.

Payment of
damages, &c.

Additional
powers.

Taxation for
city purposes.

Appropriation
of money for
city purposes,
limited.

Collection of
costs of grading,
&c, on county
premises.

Regltry and
licensing of ve-
hicles, vendors
of merchan-
dise, &c.

Fourth. To borrow money to fund the indebtedness of the borough and city of Wilkes Barre, and to issue city bonds to an amount not exceeding one hundred and fifty thousand dollars, and in sums not less than five hundred dollars, and having not more than thirty years to run, bearing interest not exceeding eight per centum per annum, and with or without coupons attached; the bonds may be registered in the name of the person to whom issued, payable to him or his duly accredited agent or assignee, or issued to bearer, and be transferable by delivery from hand to hand without assignment, and shall be exempt from all taxes except for state purposes; and the council on or before their first meeting in July of each year, shall, by proper resolutions, appropriate sufficient of the amount of taxes levied for the year to the payment of the accruing interest upon all such bonds issued, and thereafter during the year such amount as collected shall be retained and applied to the payment of such interest only.

Borrow money and issue bonds.

Bond is exempt from local taxation.

Council to appropriate money to pay interest.

Fifth. To fix and change from time to time the places for holding elections in the several wards: *Provided*, That notice shall be given of any change by advertisement in at least two newspapers in said city for three full weeks prior to any election, and a certified copy of the resolution changing any polling place shall be filed with the clerk of the court of quarter sessions of Luzerne county, and another with the sheriff of said county, at least forty days prior to any general election.

Fix and change places for holding elections.

SECTION 3. The territory comprising the Fifteenth ward of said city, is hereby annexed to and made a part of the Fourteenth ward and consolidated therewith, and all the provisions of the act to which this is a supplement relating to said Fifteenth ward as a separate ward, are hereby repealed.

Fourteenth and Fifteenth wards consolidated.

SECTION 4. All the territory of the Twelfth ward, lying southerly of the line of Wood street, north-westerly from Main street to the Caretown road; thence along said road north-easterly to the roadway of the Plymouth and Wilkes Barre Railroad and Bridge Company; thence along said roadway north-westerly to the Susquehanna river, is hereby set off and established as a separate ward, to be designated the Fifteenth ward of said city; and the place for holding elections therein is fixed at the school house on Oregon street, and the place for holding elections in the Twelfth ward is fixed at the house of John Goeckle, on Main street.

Portion of Twelfth ward to constitute Fifteenth ward.

Places for holding elections in said wards.

SECTION 5. The south-east line of the city on the south-east lines of the Second, Third and Sixth wards, shall be the roadway of the Nanticoke railroad, in place of the Empire road and its projection; the division line between the Second and Third wards, shall be the Parson's road and Hillard's lane, in place of the Parson's road and the line between lots numbers forty-three and forty-four; the division lines between the Third and Sixth wards, and between the Sixth and Ninth wards, are extended to meet the roadway of the Nanticoke railroad; and the additional territory included, shall be annexed to the respective wards, and the portions of the Second and Third wards excluded, shall revert to the north-district of Wilkes Barre township.

South-east line of city on south-east lines of certain wards.

Division lines between certain wards.

Where territory included to be annexed and that excluded to revert.

Office of re-
ceiver of taxes.

SECTION 6. The receiver of taxes may have his office in such place as may be approved by the council, and the clause of the twenty-ninth section of the original act, requiring the receiver to hold his office in the Fifth ward of said city, is hereby repealed.

Election of
councilmen,
relative to.

SECTION 7. Upon the expiration of the terms of office of the councilmen appointed by the president judge of the court of common pleas, or in case of vacancy in any of their number, their successors shall be elected as follows: The said city is hereby divided into five districts; the First, Second, Third and Fifth wards, shall constitute the First district, and shall be entitled to elect one member; the Fourth and Seventh wards shall constitute the Second district, and shall be entitled to elect two members; the Sixth, Eighth and Ninth wards shall constitute the Third district, and shall be entitled to elect one member; the Tenth, Twelfth and Fifteenth wards shall constitute the Fourth district, and shall be entitled to elect one member; the Eleventh, Thirteenth and Fourteenth wards shall constitute the Fifth district, and shall be entitled to elect one member; and as vacancies occur in the number prior to the expiration of their terms of office, they shall be filled by election in the several districts in their numerical order, except where represented by resident appointees.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 698.

An Act

Authorizing the Swatara Company to assign its estate and dissolve its organization.

May, with con-
sent of stock-
holders, assign
property to
trustees.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Swatara Company, incorporated by an act approved the sixth day of March, one thousand eight hundred and forty-nine, be and is hereby authorized, with the assent of the holders of three-fourths of its capital stock, assembled in any meeting which may be hereafter called for the purpose, to assign all its property, real or personal, to any trustee or trustees who may be there selected, who shall hold the same upon

such trusts and dispose of it in such manner as shall be directed by such vote.

SECTION 2. That it shall be lawful for the said company, by such vote at any such meeting, to dissolve its organization; and that immediately after the filing in the office of the secretary of state of this commonwealth of a certificate of such action, signed by its president and secretary, and attested by its seal, the said company shall be dissolved. May dissolve organization.

SECTION 3. That it shall be the duty of the said trustees, after paying the debts of the said company, including whatever may be due by it to the commonwealth for taxes on the net earnings actually earned between the date of the last settlement and the time of such assignment, and also upon the capital stock ascertained in accordance with law on the basis of dividends actually declared between the same periods, to distribute the remaining assets amongst the stockholders or their assigns in proportion to their respective interests; the said trustees may file their accounts in the court of common pleas for the city and county of Philadelphia, which court shall assume and exercise over them the same jurisdiction that it now has over the accounts of other assignees and trustees, and shall hear all claimants and make all necessary orders and decrees of distribution and otherwise in the premises, with like effect in discharging the trustees who act thereupon as in the case of such other assignees and trustees. Duty of trustees
May file accounts in court of common pleas, Philadelphia city and county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 699.

A Supplement

To the several acts incorporating the city of Pittsburg, enlarging its boundaries, &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the boroughs of Temperanceville, Union, Allentown, Mount Washington, Birmingham, East Birmingham, Monongahela, Ormsby, South Pittsburg, St. Clair and West Pittsburg, are hereby annexed to the city of Pittsburg and made part thereof. Certain boroughs annexed to.

Mayor to issue
proclamation
for election of
councilmen.

SECTION 2. That the mayor of the city of Pittsburg is hereby required to issue his proclamation, to the qualified electors of said boroughs for an election, to be held on the second Tuesday of October next, for members of select and common councils of said city, in the districts hereby annexed, which said proclamation shall be issued at least ten days before said election, and be published in the official papers of said city, and by handbills to be posted in each of said districts; said election to be held under the same rules and regulations as other elections are now held in the city of Pittsburg for members of councils; the number of members of select and common councils, to which such districts shall be severally entitled, shall be as ascertained and appointed by the third and fourth sections of the act, entitled "An Act supplementary to the acts incorporating the city of Pittsburg," approved April first, one thousand eight hundred and sixty-eight, that is to say: Two members of select council for each borough, and a member of common council according to the ratio of representation now in force; the councils to have power to establish a rule as to holding over for the members of select council so elected; and where a borough is divided into wards or precincts, each ward or precinct shall be entitled to two members of select council; and the members of councils so elected, upon presentation of certificate of election, shall be entitled, on the first meeting of the city councils held in the month of November next, to be sworn in as members of the city councils. *

Number of
councilmen to
which districts
entitled.

When to be
sworn in.

Act of May 10,
1871, made part
hereof.

SECTION 3. That the act, entitled "An Act to authorize the consolidation of adjacent territory with the city of Pittsburg," approved May tenth, one thousand eight hundred and seventy-one, except so far as the same is repealed by this act, is hereby made part thereof, and the same shall be construed as to be in harmony with this act.

Council to pro-
vide for division
of city territory
into wards.

SECTION 4. That the select and common councils of said city, shall, at a date prior to the first day of August, Anno Domini one thousand eight hundred and seventy-two, provide by ordinance for dividing and arranging the territory of said city into wards, in such manner as not to make more than forty wards in the whole of said city; and that in this year, and in every fourth year thereafter the members of the common council of said city shall be apportioned as follows, namely: The assessor in each ward shall return the number of taxables in the ward for which he acts, in the same manner as is provided in the fourth section of the act of April first, one thousand eight hundred and sixty-eight, mentioned in the second section of this act; the whole number of taxables in the city shall be divided by forty, and the quotient shall be the ratio of representation for members of common council: *Provided*, That should any ward have an excess of three-fifths more than the ratio of taxables, it shall be entitled to an additional member: *Provided further*, That each ward shall have at least one member of common council.

Apportionment
of common
councilmen,
relative to.

When city au-
thorities to have
jurisdiction
over territory
annexed.

SECTION 5. That the city authorities shall not have jurisdiction over the territory annexed by this act until after the members of councils elected in October shall be entitled to take their seats in the city councils; and the councils of the

several boroughs shall proceed to wind up their business and affairs by January first, Anno Domini one thousand eight hundred and seventy-three, when all the powers heretofore vested in said borough councils shall cease.

When borough councils to have affairs wound up.

SECTION 6. That the terms of the members of the common council elected in the districts hereby annexed, on the second Tuesday of October next, shall expire on January first, one thousand eight hundred and seventy-four; the terms of the members of select councils elected in said districts shall expire as follows, namely: The term of one member from each district to expire January first, one thousand eight hundred and seventy-four, and the other on January first, one thousand eight hundred and seventy-five; and the first election in the districts hereby annexed, under the new apportionment, to be held on the second Tuesday of December, one thousand eight hundred and seventy-three.

When terms of councilmen elected in October, 1872, to expire.

When first election under new apportionment to be held.

SECTION 7. That the city councils shall, as soon as conveniently may be before August first, one thousand eight hundred and seventy-two, appoint a committee on apportionment and division of wards, consisting of one from each ward; and each of the boroughs hereby annexed shall be entitled to appoint, by their councils, one person to be a member of such committee: *Provided*, That each ward or precinct of a borough shall be entitled to one member of such committee.

Councils to appoint committee on apportionment and division of wards.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 700.

An Act

To define the width of Noble street between Front and Delaware avenue, in the city of Philadelphia.

WHEREAS, By an act of assembly, passed the twentieth day of February, one thousand seven hundred and sixty-eight, the sum of two thousand pounds was ordered to be raised by lottery, for the purchase of a public landing in the Northern Liberties of the city of Philadelphia, to be held by the county commissioners in trust for the public:

Preamble.

And whereas, In compliance with the power so conferred a sum of money was raised, and Philotesia Strettell, by deed

dated the tenth of November, one thousand seven hundred and sixty-eight, recorded in deed book I, number five, page two hundred and seventy-one, conveyed to Samuel Morris, Andrew Bankson and John Roberts, county commissioners, the following premises, to wit: All that certain water lot situate on the east side of the Old Frankford road, containing in breadth north and south one hundred and twenty feet, and extending in length from the said old road, and crossing the new road leading to Frankford, as the same is now accustomed and used, into the river Delaware, et cetera, to be held in trust to and for the only and sole use and behoof of the public as a public landing, and to and for no other use, intent or purpose whatsoever; which said premises have since that time been designated and known as the Hay Scale landing at Noble street:

And whereas, Encroachments have heretofore, from time to time, been made upon the Hay Scale landing, and further encroachments thereon are now threatened to the great injury of the public, and contrary to the stipulation in the aforesaid deed of trust.

Width of street defined.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That that portion of the said Hay Scale landing, now known as Noble street, shall be of the width of not less than fifty feet seven and one-half inches, north and south between the curbs, as the same are now set on the south-east and north-east corners, respectively, of Front and Noble streets, then gradually narrowing to the width of not less than forty-two feet four inches between the curbs at the north-west and south-west corners, respectively, at Front and Beach streets, and shall continue of said width of not less than forty-two feet four inches between the said curbs, from Beach street to the river Delaware.

Duties of chief engineer and chief commissioner of highways.

SECTION 2. That upon the passage of this act it shall be the duty of the chief engineer of said city to survey said street, and to adjust by proper marks the position of said curbs, should they be found to vary from the distances and measurements as set forth in the first section hereof, whereupon it shall become the duty of the chief commissioner of highways, and he is hereby enjoined and required to fix said curbs in conformity to said survey: *Provided*, That it shall be done at no expense to the city of Philadelphia.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 701.

An Act

To vacate that part of Haydock street lying between Laurel street and Front street, in the Sixteenth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all that part of Haydock street lying between Front street and Laurel street, in the Sixteenth ward of the city of Philadelphia, be and the same is hereby vacated; and the title to the soil of said Haydock street, included within the provisions of this act, be and is hereby vested in the owners fronting on said street to the centre thereof.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 702.

A Supplement

To an act, entitled "An Act to incorporate the city of Franklin," approved the fourth day of April, one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the mayor of the said city of Franklin shall have and exercise the powers, jurisdiction and authority of alderman and justice of the peace, or a conservator of the peace, and in all criminal matters arising within the limits of the said city, on all actions of debt and penal statutes in which justices of the peace have jurisdiction, in cases of vagrancy, intoxication, profanity, violation of the Lord's day, disturbances of meetings or of the peace, and in all suits and proceedings for violation of, and non-conformity to, the ordinances, by-laws and regulations of the said city.

Powers, jurisdiction and authority of mayor.

Each ward may elect additional member of council.

SECTION 2. That section three of the act to which this is a supplement be and the same is hereby altered and amended, so as to entitle each of the three wards of the said city to one additional member of the city council; which said additional member shall be elected at the first regular municipal election succeeding the passage of this supplement, and annually thereafter, to serve for the period of one year, except the councilman for the Third ward of said city, who shall be elected for two years, and bi-ennially thereafter.

Justices of peace declared aldermen.

SECTION 3. That hereafter all justices of the peace within the limits of said city shall be and are hereby declared to be aldermen of said city, and the said aldermen, by virtue of their offices, shall be justices of the peace.

Licenses granted by city, relative to.

SECTION 4. That all licenses granted hereafter by said city for any purpose whatever, shall only be valid upon the payment of the amount ordained and required by the ordinances of said city to the city treasurer, who shall countersign all licenses issued by said city upon receiving the amount of such license.

Repeal.

SECTION 5. That such provisions of the charter of the city of Franklin, or any supplement to said charter or any act of assembly relating to said city of Franklin, as are inconsistent with the provisions of this act, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 703.

An Act

To allow the voters of the Twenty-first ward of the city of Philadelphia, to vote on the question of licensing the sale of intoxicating liquors.

Question of granting liquor licenses to be submitted to vote of electors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at the next annual municipal election, and every third year thereafter, in the Twenty-first ward of the city of Philadelphia, it shall be the duty of the inspectors and judges of election in said ward, to receive tickets, either written or printed, from the legal voters of said ward, labelled on the

outside "license," and on the inside "for license," or "against license," and to deposit said tickets in a box provided for that purpose, as is required by law in case of other tickets received at said election; and the tickets so received shall be counted, and a return of the same made to the clerk of the court of quarter sessions of the city and county of Philadelphia, duly certified by the return judges of said ward, which certificate shall be filed with the other records of said court.

Tickets to be counted, and return made to clerk of quarter sessions.

SECTION 2. It shall be the duty of the constables of said ward to give due public notice, by printed handbills throughout the ward, of such special election above provided for, thirty days previous to the time for holding the next annual municipal election, at which time the question of license or no license will be submitted to the voters of said ward, also thirty days' notice for the annual municipal election every third year thereafter.

Duty of constables.

SECTION 3. That in receiving and counting, and in making returns of the votes cast, the inspectors, judges and clerks of said election shall be governed by the laws of this Commonwealth regulating general elections; and all penalties of said election laws are hereby extended to, and shall apply to the voters, inspectors, judges and clerks acting at, and in attendance upon the elections held under the provision of this act.

How officers to be governed in receiving, &c., of votes.

SECTION 4. Whenever, by the returns of election in the Twenty-first ward of the city of Philadelphia, it shall appear that there is a majority against license, it shall not be lawful for any license to issue for the sale of spirituous, vinous, malt or other intoxicating liquors in said ward, except for medicinal and manufacturing purposes, at any time thereafter, until at an election as hereinbefore provided, a majority of the voters of said ward shall vote in favor of a license.

If majority of votes be against licenses, none to be granted.

SECTION 5. Any person who shall hereafter be convicted of selling or offering for sale in the Twenty-first ward of the city of Philadelphia, any spirituous, vinous, malt or other intoxicating liquors without a license, shall be sentenced to pay a fine of fifty dollars and confinement in the house of correction or county jail, for a period of thirty days for the first offence, and for the second offence, a fine of fifty dollars and confinement in the house of correction or county jail for a period of six months, and for the third and each subsequent offence, a fine of one hundred dollars and confinement in the house of correction or county jail for a period of one year.

Penalty for selling without license.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 704.

An Act

To incorporate the Farmers' Mutual Insurance and Protection Company of Chester County.

Corporators.	<i>SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Robert L. M'Clellan, John M. Pomeroy, J. Ross Owens, A. P. Tutton, J. Nevin Pomeroy, J. Latta Stewart, S. H. Swanzy, Robert Fatty, Hugh Gamble, Aaron Baker, Andrew Murphy, H. G. Thomas, and such other persons as may be hereafter associated with them under the authority of this act, and their successors, are hereby made a corporation by the name of the Farmers' Mutual Insurance and Protection Company of Chester County, with all the legal incidents of a corporation aggregate; to have and enjoy all the rights, powers and privileges, and be subject to the limitations and restrictions provided by the act of assembly, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, entitled "An Act to provide for the incorporation of insurance companies;" the business of said company to be transacted on the mutual principles exclusively.
Name.	
Powers and privileges.	
Power to insure.	<i>SECTION 2.</i> The company shall have power to insure buildings and personal property against loss by fire, to which cases its risks shall be limited; but no risk shall be taken on manufactories or other buildings using steam engines, nor any other property regarded extra hazardous, nor shall any greater amount than five thousand dollars be insured upon any building and its contents, nor any two buildings adjoining each other; it may charge such rates of insurance as shall be sufficient to meet all losses and expenses, but no dividend shall be declared or paid, or surplus divided; and if the surplus fund should at any time amount to fifty thousand dollars, they shall reduce the rate of insurance so as to keep it within that limit; it shall have the privilege of fixing the number of directors and the time and manner of voting and of holding its election and publishing its accounts; the office of the company shall be situated, and its principal business transacted within the county of Chester; the persons named in this act shall be the first directors to organize the company, and shall continue in office until their successors shall be chosen at elections to be held annually on the first Saturday of January.
Risks.	
Rates of insurance.	
Surplus fund not to exceed \$50,000.	
May fix number of directors, &c.	
Office.	
First directors.	
Election of directors.	
When policies may be issued.	<i>SECTION 3.</i> No policy shall be issued by the corporation until application be made for insurance to the amount of one hundred thousand dollars.
May insure according to discretion.	<i>SECTION 4.</i> That it shall be lawful for the Farmers' Mutual Insurance and Protection Company of Chester County, at any time after the passage of this act, to make insurance on

property of every class or description, (except that class denominated extra hazardous,) according to their discretion, for which cash premiums only shall be received, and for any term which may be agreed upon; the sum thus received to be paid into the common treasurer of the company, in consideration thereof, said company to be responsible for all losses accruing to property thus insured, according to the terms of their policies; insurances thus effected shall not entitle the insured to membership in said company nor subject them to the payment of assessments.

Liability for losses.

Insured not members.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 705.

An Act

To prohibit the use of billiard tables, bowling-alleys, dice or card tables, in the township of Wyalusing, in the county of Bradford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful to keep for use, as such, any billiard table or tables, bowling-alley, dice or card table or tables, or any other device by which men and boys are allured to vice and idleness, in the township of Wyalusing, in the county of Bradford.

Keeping billiard tables, &c., for use, prohibited.

SECTION 2. Any person violating the provisions of this act shall, upon conviction thereof before any justice of the peace having jurisdiction, forfeit and pay into the school treasury of said district a sum not less than twenty or more than one hundred dollars, or imprisonment in the county jail not less than thirty days or more than ninety days, or both, at the discretion of the court.

Penalty for violating act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 706.

An Act

Relative to the law library fund, and relative to fines imposed by justices of the peace in the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act of the general assembly of Pennsylvania, approved February twentieth, Anno Domini one thousand eight hundred and sixty-nine, as provides that by virtue of the act of assembly approved April seventeenth, Anno Domini one thousand eight hundred and sixty-six, relative to a law library in the county of Erie, shall hereafter be made payable to said Lake Shore Seminary is hereby repealed, and the said fines hereafter shall be paid to the said law library fund; and all fines imposed or hereafter to be imposed by justices of the peace in said county of Erie shall go to the school fund of the borough, township or ward in which the offence for which said fine is imposed was committed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 707.

An Act

Relating to roads in Buckingham township, Wayne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Buckingham township, Wayne county, be and they are hereby authorized to levy a rate of assessment, not exceeding twenty-five mills on the dollar, on all real and personal estate, offices, trades and occupations, for the purpose of laying out, opening, making, amending and repairing roads and highways, and for the building and repairing of bridges and for such other purposes as may be authorized by law.

POWERS OF SUPERVISORS TO
LAY RATES.

SECTION 2. It shall be the duty of the path-masters of said township to give at least five days' notice to all persons rated as above, by advertisement or otherwise, to attend at such times and places as they may direct to work out their respective taxes; in case any person thus rated and notified shall refuse or neglect to work out his taxes, the path-master of the district in which such person or persons may reside shall be required to proceed at once to collect the same, by levy and sale, as state and county taxes are now by law collected; and in case any path-master shall refuse or neglect to enforce such collection he shall be liable to a penalty, not exceeding twenty dollars, for every such neglect, to be collected by the supervisors of said township as like penalties are now by law collectible: *Provided*, Any person shall have the right, when notified as above, to pay the path-master of his district the full amount of his tax, and it shall be the duty of the path-master to whom such tax is paid to expend the same at once, in the best manner possible, on the highways where it properly belongs.

Path-masters to notify persons to work out taxes.

To collect same on refusal to work.

Penalty for neglect to enforce collection.

Proviso.

SECTION 3. That any male person of the age of twenty-one years and upwards shall be liable to be placed upon the road duplicate for one full day's work each year; and that all persons rated as aforesaid shall be allowed at the rate of two dollars and fifty cents per day for each day worked upon the highway in payment of their taxes.

How males of certain age and over assessable

Per diem allowance for working on roads.

SECTION 4. That it shall be the duty of the supervisors and path-masters of said township to see that all the road taxes are properly worked out, at least one-half by the first day of July and the balance by the first day of November in each and every year.

When taxes to be worked out.

SECTION 5. That each supervisor and path-master of said township shall be allowed in settlement of his accounts a sum not exceeding two dollars for each and every day necessarily employed in discharging the duties of his office; and all the road laws of said township inconsistent with the provisions of this act be and the same are hereby repealed.

Compensation of supervisors and path-masters.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 708.

An Act

To enable the school directors of the Oakland school district of Pittsburgh, Pennsylvania, to borrow money and issue bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of completing the buildings and furnishing the two new school houses, the school directors of the Oakland school district, of the city of Pittsburgh and state of Pennsylvania, be and they are hereby authorized to borrow an amount of money, in addition to that already authorized by act of assembly, approved the third day of March, Anno Domini one thousand eight hundred and seventy, not exceeding the sum of fifteen thousand dollars, and to issue bonds therefor, signed by the president and secretary and countersigned by the treasurer of said board of school directors; said bonds to run not over fifteen years, and to bear interest at a rate not exceeding eight per centum per annum; and said board of school directors are hereby authorized to pledge the school revenue and property for the payment of principal and interest of said bonds: *Provided,* That before exercising the privileges granted by this section the said school directors shall first exhaust the power of the court of common pleas as to the borrowing of money.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 709.

A Further Supplement

To an act appointing commissioners to lay out a state road from Kane to Campbell's mill, in M'Kean county, approved April seventeenth, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Thomas L. Kane, O. D. Coleman, Zephaniah Morrison, James Cobbett, George Campbell, are hereby appointed additional commissioners of the said state road, with all the powers and responsibilities imposed by the original act authorizing said road and the supplements thereto, who shall continue in office for a term of four years from July first, one thousand eight hundred and seventy-two, and no longer.

Additional commissioners appointed.
Their powers and responsibilities.

SECTION 2. The said commissioners shall have power to borrow money and to issue their bonds therefor, bearing six per cent. interest and exempt from taxation, and to sell and dispose of the same at their highest value; they shall not issue any greater amount of bonds than may equal five times the actual annual receipts from the road taxes authorized by this act.

May borrow money, and issue and sell bonds.

SECTION 3. No tax funds shall be expended by the said commissioners in constructing or repairing any part of the said road which is located outside of the township whence the said funds are derived; and the proceeds of the sale of the bonds issued by them shall be expended impartially in each township, the amount to be paid out for work in each being proportioned to the taxation borne by the same for the redemption of the said bonds.

How tax funds and proceeds of sale of bonds to be expended.

SECTION 4. It shall be the duty of the said commissioners, annually, to present to the court of quarter sessions of M'Kean county, at the second term of said court in each year, a statement, under oath of one or more of them, of all bonds which have been issued by the commissioners of said state road which have not been redeemed, with the dates when the same will mature, and of all debts contracted which remain unpaid; also a statement of the funds in their hands and of the taxes which have been levied and not collected, together with an estimate of the probable amount of funds which will come into their hands during the term of their said office; whereupon it shall be the duty of the said court to make an order on the said commissioners, directing them to retain for the payment of the said indebtedness, and to use for no other purpose, such amount as the court shall deem necessary to insure the payment of bonds and other indebtedness at maturity, and the said court shall have power to enforce such order by attachment.

Commissioners to present statements to court.

Court to make certain order.

SECTION 5. It shall be lawful for the said commissioners to select, set off, enclose and hold, for the perpetual use of the public, any parcels or pieces of ground lying immediately upon the said road which contain running streams or springs of water, a resort whereto may be an essential convenience to persons traveling upon the road: *Provided however*, That the said commissioners shall not enclose more than one acre in any single place, or take or hold any land which has been or now is assessed as seated; it shall be lawful for the said commissioners, in all cases where they cannot procure releases of damages sustained by any person or persons owning lands thus taken, to appraise the damages which may be sustained by such person or persons, and make report thereof to the court of quarter sessions of the county in which the said lands are situate, on which report the court may order the said

Commissioners may enclose parcels of land containing streams or springs.

Provided,

To appraise damages and report to court.

Court may order
payment from
county funds.
Commissioners
may receive do-
nations of wood-
lands.

damages to be paid from the funds of the said county; the commissioners in this act named are further hereby authorized to accept by deeds of gift, and hold forever, as trustees, for the public use and benefit, exempt from taxation, such woodlands, not exceeding altogether, in area, twenty acres, as in their judgment should have the standing timber on them preserved to protect the sources of waters issuing therefrom from being exhausted by evaporation.

May levy tax on
seated lands.

SECTION 6. The said commissioners shall have power to levy a tax of ten (10) on the dollar on the assessed valuation of all seated real estate in the townships through which the said state road passes, and they are forbidden henceforth to levy a tax on the unseated lands in any township without levying a tax of an equal number of mills per centum on the assessed valuation of all seated real estate in the same township; the said commissioners shall faithfully perform the duties devolved upon township supervisors under section thirty-four of the act of April fifteenth, one thousand eight hundred and thirty-four; nothing in this act contained shall be construed as impairing the obligation of the said commissioners to redeem in full, principal and interest, all bonds heretofore issued by them.

To settle ac-
counts annually
Compensation.

SECTION 7. The said commissioners shall, annually, settle their accounts with the auditors of M'Kean county, and shall be allowed a compensation not exceeding two dollars per day and their necessary expenses, for the time actually employed by them in attendance upon the business of the said road.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 710.

An Act

To legalize the election held at the house of Alexander Glessner, on March fifteenth, Anno Domini one thousand eight hundred and seventy-two, for Ligonier borough and township.

WHEREAS, George Kibble, who resided in the house at which spring elections are by law required to be held, in Ligonier, Westmoreland county, was lying dead on the day on which the spring election of one thousand eight hundred and seventy-two was held:

And whereas, The said election was held at the house of Alexander Glessner; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the election held on the fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two, at the house of Alexander Glessner, in Ligonier, for officers of the borough of Ligonier and the township of Ligonier, Westmoreland county, be and the same is hereby legalized and made as valid as if the same had been held at the place designated by law.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 711.

I Supplement

To the act, entitled "An Act to extend the term of the county treasurer of Tioga county one year," certified May twenty-six, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified electors of the county of Tioga shall, at the general election to be held in October, in the year Anno Domini one thousand eight hundred and seventy-two, and at such election every two years thereafter, in the manner now provided by law for the election of county treasurers, elect one person treasurer of the said county, who shall hold said office for the term of two years after his election, beginning and ending as now provided by law, subject to all the provisions, requirements and obligations of existing laws relating to the office of county treasurer in the said county.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 712.

An Act

To authorize the county commissioners of Westmoreland county to borrow money, issue bonds and to levy a special tax for the purpose of erecting a building for the insane poor of said county.

Authorized to
borrow money
and issue bonds.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the commissioners of Westmoreland county be and they are hereby authorized to borrow a sum or sums of money, not exceeding ten thousand dollars, to be expended in the erection of a building, under the joint supervision of said commissioners and the directors of the poor, for the insane poor, on the poor house farm of said county; and that the commissioners aforesaid be and they are hereby authorized to issue bonds for the said loan, at a rate of interest not exceeding seven per cent.

May levy special
tax.

SECTION 2. That the commissioners aforesaid be and they are hereby authorized to levy a special tax of one mill on the dollar, on all property liable to taxation for county purposes, to pay said loan, to be levied, assessed and collected as county taxes are collected: *Provided,* That said tax shall not be levied or assessed until the regular time for assessment in one thousand eight hundred and seventy-three.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 713.

An Act

To extend the limits of the borough of Utica.

WHEREAS, Certain citizens of Canal and French Creek townships, in the county of Venango, on account of their proximity to the borough of Utica, and distance from schools in the said townships, are deprived of many privileges enjoyed

by citizens of said borough, to which they would be entitled if included in the borough:

And whereas, There are not twenty resident freeholders within the proposed boundary, and therefore the court has no jurisdiction to grant them relief; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the lines of the borough of Utica, in the county of Venango, be extended so as to include the lands of William Lee and Thomas Singleton, Jr., of the township of Canal, and John A. Stewart and William S. Adams, of the township of French Creek, which shall, after the passage of this act, be subject to the laws and regulations of said borough.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 714.

An Act

To authorize the auditor general to examine and settle the account of Hugh Shaw and John R. Cook.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be authorized, and he is hereby directed, to examine the claims of Hugh Shaw and John R. Cook for the lodging and boarding of men recruited and mustered into the United States army, and, if found correct, to issue his warrant on the state treasurer, who shall pay the amount awarded out of any moneys not otherwise appropriated.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 715.

An Act

To fix monthly return days in the courts of Blair county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That every writ for the commencement of an action issued out of the court of common pleas of Blair county, shall bear date on the day of the issuing thereof, and may be made returnable as follows, to wit: On the first Monday of each and every month, as well as the first day of each and every term of said court, except summons in partition, which shall be returned on the first day of the then next term; and such process may be directed to be returned to either of the said monthly return days which may happen before the next term, or to the first return day of the next term, at the option of the party taking out the same, or in case there should not be ten days between the issuing thereof and the first day of the next term, the same may be made returnable on any Friday of the term, or on the next monthly return day thereafter, or to the first day of the next succeeding term; and in all suits instituted in said court, when returns of such process are directed to be made to a monthly or other return day, the party may obtain such return, file declarations and other pleadings, take judgments for want of appearance or affidavits of defence, put causes at issue and have them tried, and do all other matters and things, in the prosecution of suits, that might be done if the said writs had been returned on the first day of any term of said court; and the stay of execution allowed by the third and fourth sections of the act, entitled "An Act relating to executions," approved June sixteenth, one thousand eight hundred and thirty-six, shall count from the return day to which the original process issued was made returnable.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 716.

An Act

To fix the place of meeting of the board of aldermen, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the meetings of the board of aldermen of the city of Philadelphia, shall be held in the common council chamber of said city, for the purpose of electing canvassers, election officers, or selecting suitable places for the canvassers, ward and return judges to meet at.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 717.

A Further Supplement

To an act approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-eight, entitled "An Act to incorporate the Germantown Passenger Railway Company of Philadelphia," authorizing the said company to extend their tracks, and to convert bonds into stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Germantown Passenger Railway Company of Philadelphia, upon filing in the office of the solicitor of the city of Philadelphia, their obligation to comply with all ordinances of the said city regulating passenger railway companies, be and they are hereby authorized to continue and extend their track and run their cars at any time hereafter, commencing at their present track on Seventh street or Germantown avenue; thence westward along Susquehanna avenue to Thirty-third street; thence southward along Thirty-third street to Norris street; thence eastward along Norris street, to connect

May, upon filing obligation with city solicitor, extend track.
Route.

with their track at Seventh street or Germantown avenue, with privilege to connect at Twenty-first street, and to extend along any convenient streets necessary to make the circuit around Odd Fellows', American Mechanics', Glenwood and Monument cemeteries, and along Dauphin street from Seventh street or Germantown avenue to Ninth street; said extensions to be built from time to time, as the said streets may be opened and railway facilities required thereon; and until Norris street and Susquehanna avenue are opened for use through the said cemeteries, it may be lawful for the said company to diverge therefrom, and use and occupy any street or land that may be necessary for the said route, first making compensation to the owners of any land other than streets so used and occupied, which compensation or damages shall be ascertained and settled in the manner provided by the general railroad act.

May convert
outstanding
bonds into
stock.

Proviso.

May increase
capital stock.

SECTION 2. That the said company is hereby authorized to convert all bonds now outstanding, or that may be issued under authority of previous acts, at the option of the bondholders, into stock, upon such terms and price as the board of managers of the said company may agree: *Provided*, That no shares of stock shall be paid in exchange for bonds, or sold at less than the current market value of such stock at the time of exchange or sale; and the said company is hereby authorized to increase its capital stock to an amount necessary to carry out the true intent and meaning of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 718.

An Act

To extend certain avenues in the city of Scranton.

On petition of
citizens, court
to appoint com-
missioners to
extend avenues.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the court of quarter sessions of Luzerne county, upon the application by petition of twenty or more of the citizens residing on, and owners of property on, either Wyoming, Washington or Adams avenues, in the

city of Scranton, to appoint five commissioners, two of whom shall be citizens of the borough of Dunmore, not property holders on either of said avenues, whose duty it shall be to view, lay out and extend said avenues from Vine street, in said city, to the Philadelphia and Great Bend turnpike, in the borough of Dunmore, conforming, as near as practicable, to the plot of said city and borough on the map made and published by David Coghlin; said extensions to be laid out and opened so as to connect such parts of said avenues as are now opened and graded, and to make of them continuous highways between the terminal points above named; said extensions to be opened and graded, and the damages assessed and paid, as hereinafter provided.

How extensions
to be laid out,
&c.

SECTION 2. It shall be the duty of said commissioners viewing the extensions hereby ordered, after being first duly sworn or affirmed to perform their duties under this act with impartiality and fidelity, to regard the advantages and disadvantages caused to the several properties along the line of, fronting on, and adjoining said avenues and extensions of the same, whether designated as avenues or streets; and they shall assess and allow to all persons injured thereby such damages as they shall sustain respectively over and above all advantages, and shall also make assessments for contribution upon all such lots and properties as shall be benefited by the opening, extension and grading of said avenues, for such sums respectively as they may be benefited thereby over and above all disadvantages; and it shall also be the duty of said commissioners in their report, to state whether any railroad track or tracks are laid on the extension of Wyoming avenue that can, without detriment to the proprietors thereof, be removed and re-located, so as not to encroach on said avenue; and if they report that such railroad track or tracks are located on the line of said extension of Wyoming avenue, and that the same can be re-located as aforesaid, they shall name the proprietors thereof, and it shall be the duty of said court of quarter sessions, upon the application of the city attorney for the city of Scranton, based on such report, to grant a rule on the proprietors to show cause why said railroad track or tracks shall not be removed from said avenue; and if said rule is made absolute, said court shall make such order as will compel the removal of the same; and said city attorney is hereby required to make said application in the name of, and on behalf of, the city of Scranton: *Provided*, The re-location of said track or tracks shall be made at the cost of said city.

Commissioners
to be sworn.

To assess dam-
ages and con-
tributions.

Removal of
railroad tracks
on line of ex-
tension of Wy-
oming avenue,
relative to.

SECTION 3. That said commissioners shall make report, in writing, of their proceedings to said court, describing the properties or lots upon which assessments have been made, specifically stating whether for contribution or for damages, with the amounts respectively; and upon the confirmation of said report the same shall be final and conclusive upon all parties, and thereupon the commissioners of the city of Scranton and the common council of the borough of Dunmore, respectively, shall proceed to collect the assessments made and allowed as aforesaid in the manner hereinafter provided.

Report of com-
missioners.

Payment of assessments for contribution to be demanded.

In what cases assessments to be a lien.

Claim therefor to be filed in court.

SECTION 4. That it shall be the duty of the city attorney for the city of Scranton and the clerk of the common council of the borough of Dunmore to demand of lot or property holders within their respective corporation limits, assessed for contribution as aforesaid, payment of the amount assessed; and in case payment is not made for thirty days after demand made, or in case of a non-resident holder having no agent upon whom to make demand, the said assessments, from the time of the confirmation of the report by said court of quarter sessions, shall be a lien on the respective properties and lots assessed; and a claim therefor in favor of said city or said borough, as the case may be, shall be filed in the common pleas of Luzerne county or in the mayor's court of said city, and shall be held in trust and collected for the use of such persons in whose favor damages have been assessed; which claims so filed shall continue and have the effect of a lien, and be recovered by *scire facias* in the same manner as mechanics' liens are now recovered.

Cost of grading, &c., to be assessed on properties fronting on avenues.

Board of supervisors constituted.

Organization. Their duties and powers.

SECTION 5. That the cost and expense of opening and grading said avenues as herein required shall be equitably and impartially assessed to and paid by the owners of property and lots fronting on said avenues; and for that purpose the commissioners of the Eighth and Ninth wards of the city of Scranton, and such two persons as shall be appointed by the common council of the borough of Dunmore, together with the city surveyor of Scranton, shall constitute and be a board of supervisors, who shall organize by the election of a president and treasurer; it shall be their duty, and they are hereby required, as soon as said report is confirmed by the court of quarter sessions, to proceed and establish the grade or grades on which said avenues shall be opened and worked from curb to curb, and to put the same in good traveling order; they or a majority of them may appoint one of their number, or some other person, as superintendent; they shall publicly invite proposals for grading said avenues and for other work necessary to be done thereon, and shall allot the same to the lowest responsible bidder, who shall give security to said city and borough, to the acceptance of said supervisors, that the work shall be done as directed by them or their superintendent, or according to specifications as the case may be, and at the price and on the terms agreed upon, and in default thereof to make good any loss suffered by re-letting the work, or by any method that said supervisors in their discretion may decide best to adopt to complete the work.

To apportion and assess cost of grading.

Report.

SECTION 6. That as soon as the grading of said avenues is completed, or the cost thereof is accurately ascertained, it shall be the duty of said supervisors to equitably apportion and assess the same on the property or lots fronting on and adjoining said avenues; they shall report, in writing, all of their proceedings to the commissioners of said city, and the same shall be filed and entered in the journal or minutes of the proceedings of said commissioners; said report shall state specifically the property or lots assessed, the amount assessed to each, with the name or names of the owners and a description of the lots and properties so assessed; and unless lots

are otherwise defined and laid out by the owners, forty feet front and one-half the block in depth shall be taken to be a lot, except corner lots, which shall be taken as fifty feet front and same depth as others; said report shall be signed by said supervisors, or a majority of them, and a majority constitute a quorum competent for the performance of any duty required by this act: *Provided*, That hereafter when streets crossing said avenues at right angles are ordered to be opened and graded by said city or borough, the cost of the same shall be assessed to one-half of the blocks on both sides of such street or streets, and collected as provided by this act.

Lots defined.

How cost of opening streets crossing avenues at right angles, to be assessed.

SECTION 7. That as soon as said report is made by said supervisors, the clerk of the commissioners of said city, and of said borough council, shall give notice personally, on transmission by mail, to each owner of a lot or lots, or property assessed, of the amount assessed to each lot owned or held by such person, and require payment of the same to be made to the city treasurer, for the use of said city, within thirty days thereafter; and in case of refusal or neglect to make payment as required, a claim for the amount assessed each lot or property shall be a lien on the lot assessed, with the interest thereon from the time the report of said supervisors was made; and said claim or claims shall be filed and entered of record in the mayor's court of said city, in the name of said city, and recovered by *scire facias*, or the owners of lots assessed as aforesaid may be sued by said city for the amount, and collected as debts of a like amount are recovered.

Property owners to be notified to pay assessments.

Upon neglect to pay, liens to be filed.

SECTION 8. That it shall be lawful for said supervisors, by agreement with the property or lot owners fronting on said avenues, to draw orders for the payment in advance of assessment for the part or the whole of the probable amount such owners may be assessed, and apply the same in payment for grading, as it progresses; and said claims may be collected for the use of such persons as the city commissioners shall authorize.

Supervisors may, by agreement, draw orders for payment of assessments in advance.

SECTION 9. That it shall be lawful for the said board of supervisors to issue certificates of indebtedness in payment for said grading, which certificates shall each designate either for grading in said city or borough, and made payable out of the improvement fund assessed as aforesaid; said certificates shall be signed by the president and secretary of the board, and be received by the treasurer of said city or said borough, as the case may be, from lot or property owners, in payment of assessments for grading, or paid out of any money belonging to the fund; it shall also be lawful for said city or said borough, or for either, to fund the whole or any part of the debt created in their respective corporation limits by the improvements authorized by this act, and issue bonds therefor, bearing six per centum interest per annum, payable at such time or times, not exceeding ten years, as said city or said borough, or either of them, acting separately and on their separate account, shall direct; said bonds to be paid out of any fund created by this act, and not otherwise.

May issue certificates of indebtedness in payment for grading.

City or borough may fund debt created by improvements, and issue bonds.

SECTION 10. That the owners of lots adjoining said streets may grade the same in front of their own lots at their own

Lot owners may grade at their own expense.

expenses, at the time and in the manner contemplated in this act, and under the direction of said board of supervisors.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 719.

An Act

To vacate Chester street, in the borough of Norristown, Montgomery county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Chester street, in the borough of Norristown, be and the same is hereby vacated from the turnpike to the river Schuylkill, the same having been laid out by commissioners pointed by the legislature, but not yet opened.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 720.

An Act

Authorizing the borough of Selinsgrove, Snyder county, to borrow money, to issue therefor, and to levy and collect an additional tax to pay the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the chief burgess and town council of the said borough of Selinsgrove be and are hereby authorized, for the purpose of purchasing a steam fire engine, hose, hose carriage and other necessary apparatus belonging thereto, and for the purchasing of sufficient grounds, and the erection of the necessary buildings thereon for the keeping of the same therein, for the use of said borough, to borrow, upon the credit of said borough of Selinsgrove, a sum or sums of money not exceeding ten thousand dollars, payable in from one to ten years, at a rate of interest not exceeding seven per centum per annum, payable semi-annually on the first days of January and July in each and every year, and issue bonds therefor in such form as they may see proper, and make them payable in such manner that not more than one thousand dollars of the same will become due annually; which bonds shall be exempt from taxation: *Provided*, That no bond shall be issued for a less amount than twenty-five dollars, or negotiated for less than the par value,

Burgess and council may borrow money and issue bonds therefor.

SECTION 2. That the said town council shall have power to collect annually, for the payment of the bonds authorized to be issued by the first section of this act, a tax, in addition to that now provided by law, not exceeding a sufficient amount to pay said bonds, and the interest thereon, as the same become due, on all real and personal property, persons and things in said borough taxable by law for county purposes.

Council may levy additional tax.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 721.

A Supplement

To an act, entitled "An Act to punish buying or receiving of scrap iron, brass or other metals from minors or unknown and irresponsible persons in the counties of Lancaster and Philadelphia," approved the twenty-fourth day of April, Anno Domini one thousand eight hundred and sixty-nine, extending the provisions of said act to the counties of Lebanon and Montour.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to punish the

buying or receiving of scrap iron, brass or other metals from minors or unknown and irresponsible persons in the counties of Lancaster and Philadelphia," approved the twenty-fourth day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended to the counties of Lebanon and Montour.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 722.

An Act

To better secure the payment of municipal claims and taxes in the borough of South Chester.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Taxes, claims
for grading, &c.,
to be liens.

To have priority

Not to be di-
vested by judi-
cial sales.

Borough may
file claims with
prothonotary.

What to set
forth in claims.

That all taxes, and all municipal claims for curbing and grading streets or repairing footways, and removing nuisances, which may hereafter be lawfully imposed or assessed in the borough of South Chester, on real estate situate in said borough, shall be a lien on said real estate, together with all lawful costs and charges thereon; and said lien shall have priority, and shall be fully paid and satisfied before any judgment, mortgage, recognizance, debt or obligation with which said real estate may become charged after the passage of this act; and the said lien shall not be divested by any judicial sale as respects so much thereof as the proceeds of such sale may be insufficient to discharge and pay.

SECTION 2. It may, be lawful for the said borough, in its corporate name, to file in the office of the prothonotary of the common pleas for the county of Delaware, all claims and demands now due or which may hereafter become due said borough, for any of the causes named in the first section of this act, and also for building culverts and laying water pipes in front of any real estate in said borough.

SECTION 3. It shall be the duty of the said borough, in filing the said claims, to set forth therein the name of the owner or reputed owner or owners of the premises against which said claim may be filed, and as nearly as may be a description of the real estate against which the same is filed, and where

it is situated; which said claim shall remain a lien against the estate from the time the work was done, or taxes assessed, until the same is fully paid and satisfied: *Provided*, That the lien given by this act shall not continue more than six months from the time said work is completed, or after the year for which said taxes are levied, unless the claim as aforesaid shall have been, during said six months, duly filed as aforesaid; nor shall said lien continue longer than five years from the time of filing said claims, unless duly revived by *scire facias*, in the manner provided by law in the case of mechanics' claims; and the said borough shall have power, in addition to the personal action, at any time after filing said claims or any of them, to proceed to recover the amount due by a writ of *scire facias* against the real estate upon which it is a lien, which said *scire facias* shall be served and proceeded upon to judgment and execution in the manner as now provided for by law in the case of mechanics' claims, entitled "An Act relating to the lien of mechanics and others on buildings," passed June tenth, one thousand eight hundred and thirty-six.

Commencement and continuance of liens.

How amounts due to be recoverable.

SECTION 4. The fee of the prothonotary for filing, docketing and entering and indexing each claim, shall be seventy-five cents.

Fee of prothonotary.

SECTION 5. The claims filed under the provisions of this act may be read in all suits thereon as evidence of the facts therein set forth; and no plea alleging non-joinder or misjoinder of parties, no plea averring want of notice, no plea touching the matter of contribution among joint owners, nor any plea touching the question of ownership, shall be allowed in such action.

Claims filed may be read as evidence in suits

Certain pleas not allowable.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 723.

An Act

To authorize the overseers of the poor of the township of Smithfield, in the county of Monroe, to sell the real estate of Samuel Wilson, a deceased pauper.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the overseers of the poor of the township of Smithfield,

Authorized to
sell real estate.

How to apply
proceeds of sale.

Notice of sale to
be given.

To report to
court.

in the county of Monroe, or their successors in office, be and they are hereby authorized and empowered to sell at public sale the real estate, situate in said county of Monroe, of which Samuel Wilson, late a pauper chargeable upon said township of Smithfield, died seized, and to apply the proceeds, or so much thereof, as may be necessary, after deducting all expenses of sale, for the purpose of reimbursing the said township of Smithfield for the expenses incurred in the support and funeral of said Samuel Wilson; and if any balance shall remain, the same shall be paid over to the legal representatives of said decedent, upon demand made, and security being given to indemnify the said overseers from the claims of all other persons; and the said overseers are hereby empowered to make and deliver to the purchaser or purchasers of said real estate, a good and sufficient deed or deeds for the same, in fee simple, or for such estate and interest as the said Samuel Wilson had and held in the same at the time of his decease; and the said overseers are hereby authorized to sell the said real estate, or any part thereof, at public vendue or outcry, upon such terms as to the said overseers shall seem most advantageous: *Provided*, That public notice of the time and place of sale shall be given by at least three printed or written handbills, posted in the most public places in the vicinity of said real estate, for ten days prior to such sale, and also by advertisement in one newspaper published in said county for three successive weeks; and notice shall also be given to the heirs of said Samuel Wilson, so far as known, by causing a copy of said advertisement to be served personally upon such of them as reside in said county, at least ten days prior to such sale, and to those residing out of said county, by mailing a copy of said advertisement to the post office address of each, if known, at least twenty days prior to such sale.

SECTION 2. That the said overseers shall make report of their proceedings under this act to the orphans' court of said county, who shall approve of the same, if satisfied that the provisions of this act have been complied with, and the said report shall thereupon be filed of record as in cases of sales made by executors or administrators under order of the orphans' court.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 724.

An Act

For the relief of the children of George W. Stoner, deceased.

WHEREAS, George W. Stoner, deceased, late a private in company B, one hundred and twentieth regiment, Ohio volunteer infantry, was a native of Pennsylvania, and a resident thereof until the year one thousand eight hundred and sixty, when he removed with his family to the state of Ohio, and while there enlisted in said company and regiment, and died in the service of the United States at Milliken Bend, near Vicksburg, Mississippi, on the sixth day of April, one thousand eight hundred and sixty-three, by reason of disease contracted in said service:

And whereas, The said George W. Stoner died, leaving a widow Margaret Stoner, who survived him only about one year, and three children, to wit: Edward A., Merrick A. and Laura B., all of whom, after the death of the father, the said George W. Stoner, and his widow Margaret, the mother aforesaid, returned to the state of Pennsylvania, and are now residing at M'Connellsburg, Fulton county; two of said children being under the age of sixteen, to wit: Merrick A., fourteen, and Laura B., nine years; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the said children shall severally be entitled to the benefits of the donations and appropriations heretofore made for the maintenance and education of the destitute orphan children of the deceased soldiers and sailors from this state, in the service of the United States during the late rebellion, hereby extending to them all the benefits, conditions and restrictions of the act approved the twenty-third day of March, one thousand eight hundred and sixty-five, entitled "An Act to provide for the continuance of the education and maintenance of the destitute orphans of the deceased soldiers and sailors of this state," and its supplements.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 725.

A Supplement

To an act, passed April third, one thousand eight hundred and sixty-six, relating to the fees of constables in the city of Philadelphia.

Fees for watchman.

For collection of rent.

For levying and selling goods.

For adjournment of sales.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the fees to be charged by the constables of the city of Philadelphia, to be charged for the following services shall be: For watchman, to be charged to the defendant on execution or distress for rent, per day three dollars.

SECTION 2. For collection of rent by distress or otherwise, to be charged to the landlord, apart from the commissions allowed by law, shall be five per cent. on the amount actually collected.

SECTION 3. For levying goods, and selling the same on execution, for each dollar five cents.

SECTION 4. For each adjournment of sale, under execution or distress for rent, one dollar and costs for advertising said adjourned sale.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 726.

A Supplement

To an act, entitled "An Act to regulate the weight of anthracite coal delivered by retail coal dealers in the city of Philadelphia," approved the twenty-seventh day of May, Anno Domini one thousand eight hundred and seventy-one.

Penalty for lessening capacity of stamped vehicles.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any person who shall change or alter the size or capacity of any cart, wagon or other vehicle, used in delivering anthracite coal in the city of Philadelphia, and stamped under

the provisions of an act to which this is a supplement, with intent to defraud, by the reducing of such cart, wagon or other vehicle to a less capacity than is indicated by the stamp thereon, shall be guilty of a misdemeanor, and upon conviction thereof, shall be compelled to pay a fine not exceeding fifty dollars and undergo an imprisonment not exceeding six months: *Provided however*, That neither of the coal inspectors of said city shall be prevented from altering the size or capacity of any stamped cart, wagon or other vehicle used for the delivery of anthracite coal in said city, and re-stamping the same.

SECTION 2. The stamp shall be put upon each cart, wagon or other vehicle in fast colors, by the inspector of the district in which it belongs; and when it shall become obliterated from any cause, the owner of such cart, wagon or other vehicle shall have the same re-stamped, and pay therefor to the said inspector the sum of one dollar; and upon the failure or neglect of the said owner to comply with the provisions of this section, he shall be compelled to pay a fine of ten dollars.

SECTION 3. Any person delivering or causing to be delivered anthracite coal into any unstamped cart, wagon or other vehicle used for the delivery of anthracite coal by retail, within the city of Philadelphia, with knowledge that such cart, wagon or other vehicle is used for such purpose within the said city, shall be compelled to pay a fine of ten dollars for each offence.

SECTION 4. It shall be unlawful for any retail coal dealer of the city of Philadelphia, to deliver any quantity or quantities of anthracite coal, which shall have been sold by weight, without each such delivery being accompanied with a delivery ticket, whereon shall be distinctly expressed in tons, fractional fourths thereof, or pounds avoirdupois, the quantity or quantities of coal contained in the cart, wagon or other vehicle used in such delivery, with the name of the purchaser thereof, and the dealer from whom purchased; and for each failure or refusal to produce such delivery ticket when called for by either of the inspectors or the purchaser of the coal, the driver or owner of the vehicle shall be compelled to pay a fine of ten dollars.

SECTION 5. The said inspectors are hereby authorized and empowered, at their discretion, to order any cart, wagon or other vehicle used by any retail coal dealer in delivering anthracite coal within the city of Philadelphia, to be taken back to the place where the said coal shall have been loaded: *Provided*, The place of arrest be within four hundred yards thereof, where the inspectors may take the weight of the vehicle loaded; and after the coal shall have been taken to its destination, or immediately if the owner or driver shall desire the same, the said inspector shall take the weight of the vehicle unloaded; and for the refusal of any driver of any such vehicle, to comply with the order of any of said inspectors, to drive back to the place where the coal shall have been loaded, he shall be compelled to pay a fine of ten dollars.

SECTION 6. All penalties provided by this act, and the act to which this is a supplement, shall be recoverable by action of debt in the same manner as penalties are now by law re-

Proviso.

Stamp to be in fast colors.

When obliterated, owners to have same re-placed

Penalty for neglect.

Penalty for delivering coal in unstamped vehicles.

Delivery of coal sold by weight, to be accompanied with ticket.

Penalty for refusing to produce ticket when called for.

Inspectors may order loaded vehicles back to places where loaded, and weigh same.

To take weight of vehicles unloaded.

Penalty on drivers for refusing to comply with orders.

How penalties recoverable, and how to be appropriated.

Companies sub-
ject to same
penalties as in-
dividuals.

Inspectors may
have persons
arrested for
violating act.

Terms of office
of inspectors.

Repeal.

coverable, to be brought in the name of the coal inspector; one-half of said fines and penalties to go to the city of Philadelphia, and the other half to go to the said inspector; and corporations and companies violating this act, or the act to which this is a supplement, shall incur like penalties with individuals.

SECTION 7. And each of the said coal inspectors shall have authority to arrest, or direct any police officer or constable of the city of Philadelphia to arrest, any person or persons found violating this act or the act to which this is a supplement, and take him or them before any alderman or justice of the peace of the city of Philadelphia for a hearing.

SECTION 8. The inspectors appointed under the provisions of an act to which this is a supplement, shall hold their offices for the full term of three years from the first day of November, Anno Domini one thousand eight hundred and seventy-one, or until their successors shall be duly appointed and qualified.

SECTION 9. All acts or parts of acts inconsistent with or contrary to this act are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 727.

An Act

Relating to the Williamsport Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "A supplement to an act to incorporate the Williamsport Water Company, and for other purposes, passed the eighteenth day of April, one thousand eight hundred and fifty-three," approved the ninth day of February, Anno Domini eighteen hundred and fifty-nine, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 728.

An Act

To authorize the commissioners of Lawrence county to sell a certain lot of ground and make title for the same.

WHEREAS, By recent improvements on the county property at New Castle, Lawrence county, a small strip of land between the street leading from Pittsburg street to Court street and the residence of George V. Boyles, has been rendered useless to said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Lawrence are hereby authorized and empowered to sell and convey the said strip of ground, in fee simple, and pay the proceeds of such sale into the treasury of said county.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 729.

An Act

For the relief of Catharine Finecy, widow of Jacob Finecy, a soldier of the war of one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby authorized and required to pay to Catharine Finecy, widow of Jacob Finecy, a soldier of the war of one thousand eight hundred and twelve, a gratuity of forty dollars and annuity forty dollars per annum, payable semi-annually, commencing January first, Anno Domini one thousand eight hundred and seventy-two: *Provided,* That when the general government shall provide by law for pensions to soldiers of the war of one thousand eight

hundred and twelve, then the pension hereby granted shall cease.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 730.

A Supplement

To an act authorizing the court of common pleas of Lebanon county to appoint one or more auditors to examine accounts of former treasurers, approved the sixth day of April, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the reports of the auditors appointed by the court of common pleas of Lebanon county, under the act of assembly to which this is a supplement, or any subsequent report under the same statute, should the original report be referred in its confirmation by the court, shall be a valid obligation against the county of Lebanon for the amount found to be due; and the commissioners of said county are hereby required to refund to Daniel Garberich the amount found by the report to have been overpaid on the same from the time of overpayment by the said Daniel Garberich, late treasurer of said county.

SECTION 2. That the county of Lebanon shall pay all expenses attending said audit, after the same have been passed and approved by said court.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

Report of auditors a valid obligation against county.

Commissioners to refund amount overpaid.

County to pay expenses of audit.

No. 731.

An Act

To incorporate the Foxburg Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James Fowler, William D. Robinson, J. D. Sargeant, Mary R. Fox, John G. Porterfield, A. S. Palmer, John Fertig, and such others as they may hereafter associate with them, be and they are hereby created a corporation in deed and in law, by the name, style and title of the Foxburg Bridge Company, with power to erect a bridge over the Allegheny river, between Perry township, Armstrong county, and Foxburg station, on the Allegheny Valley railroad, in Richland township, Clarion county; and the said corporation shall be entitled to all the rights and privileges and subject to all the provisions and restrictions of the act regulating bridge companies, approved April twelfth, one thousand eight hundred and fifty-five, and the several supplements thereto.

Corporators.

Title.
Erection of
bridge authorized.

Rights, privileges, &c.

SECTION 2. That the capital stock of said company shall be one hundred thousand dollars, to be divided into shares of fifty dollars each, with power to the company to increase the same to an amount necessary to complete said bridge in a good and substantial manner.

Capital stock.

SECTION 3. That when said bridge shall be completed the company shall be entitled to demand and receive toll from travelers and others using the same, at the rates contained in the third section of an act, entitled "An Act to establish a ferry over the Allegheny river at Franklin, in the county of Venango," approved the seventh day of March, Anno Domini one thousand eight hundred and sixty-four.

Tolls.

SECTION 4. The governor is hereby authorized and directed to grant and issue letters patent to the corporators, or a majority thereof named in this act, or their assigns, whenever twenty thousand dollars of the capital stock shall have been subscribed and ten per centum thereon paid in, satisfactory certificate of this fact having been made to the governor.

Letters patent.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 732.

A Supplement

To the act incorporating the York and Maryland Line Turnpike Road Company, approved March thirty-first, one thousand eight hundred and seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter at all elections of said corporation each share of stock shall be entitled to one vote.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 733.

An Act

Authorizing an investigation in the financial affairs of Indiana county

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That E. H. Wilson and A. L. M'Clusky be and are hereby appointed a committee to act in conjunction with the county auditors, to examine and enquire into the financial condition of Indiana county, to have full power and authority to examine all the records and papers in the office of the county commissioners and county treasurer, with full power and authority to send for persons and papers, and compel the attendance of necessary witnesses; and the persons thus appointed, together with the county auditors, shall be paid for their services out of the county treasury, at the rate of three dollars per day, not exceeding thirty days.

Committee appointed to act with county auditors in investigation.

Their powers.

Compensation.

To report to court.

SECTION 2. The committee hereby appointed shall make report of their investigations to the court of quarter sessions of the county of Indiana, not later than the third regular term of said court after passage of this act; and said court shall

have power to extend the time for the report of said committee and county auditors, and to make such further order in aid of the proposed investigation, and the final disposition of the said report when made, as to said court shall seem meet and proper. Powers of court.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 734.

A Supplement

To the act regulating the collection of taxes in Clearfield county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the second and third sections of the act, entitled "An Act relating to the collection of taxes in the county of Clearfield," approved March eighteenth, one thousand eight hundred and seventy, be so amended as to insert the word "July" in said sections in room of "September," whenever it occurs therein; and the sixth section of said act be so amended as to make the period of two months therein fixed to pay over moneys the period of three months. Second and third sections of former act, amended.
Sixth section amended.

SECTION 2. That it shall be the duty of the county treasurer named in the said act, within ten days after the delivery of the duplicate or schedule of taxes provided for in the act to which this is a supplement to the said constable or collector, to make and execute, under his hand, a certificate, showing the amount due upon such duplicate or schedule by such collector or constable, and deliver the same to the prothonotary of the court of common pleas of said county, to be entered by him in the same manner and with like effect as the certificate for unpaid county and state taxes filed by county commissioners against collectors of the same now by law hath. Certificate of amount due on collectors duplicate to be filed with prothonotary.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 735.

An Act

Authorizing the commissioners of M'Kean county to levy a special tax for the building and repairing of bridges, and paying the cost of road views.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of M'Kean county are hereby authorized to levy a special tax, not exceeding ten mills on the dollar of the valuation for any one year, for the purpose of paying the expenses of building and maintaining bridges, and paying the cost of road views in said county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 736.

A Further Supplement

To an act incorporating the Union Banking Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the first section of an act, entitled "A supplement to the act incorporating the Union Banking Company," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, be amended so as to read: That the affairs of said company shall be conducted by a president, and not less than five nor more than nine directors, to be chosen as herein before directed and provided for; that the said president and directors, or a majority of them, shall elect a cashier and such other officers as they may deem necessary, and fix the compensation of the same; and all officers shall give bonds with good security, in such

sums as may be required by said board, for the faithful performance of their duties.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 737.

An Act

To repeal part of sections six and seven of an act providing for the election of the council in the borough of Marietta, and for other purposes, approved March fourteenth, one thousand eight hundred and seventy-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proviso attached to section seven of the act providing for the election of the town council of the borough of Marietta, and for other purposes, approved March fourteenth, Anno Domini one thousand eight hundred and seventy-two, be and the same is hereby repealed. Part of section seven repealed.

SECTION 2. And so much of said act as allows freeholders only to be members of council be and the same is hereby repealed. Part of section six repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 738.

An Act

Changing the place of holding elections in West Donegal township, in the county of Lancaster.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all elections in the township of West Donegal, county of Lancaster, shall be held at the school house, in said township, known as Root's school house.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 739.

An Act

Relative to change of method of working and improving roads in Harford township, Susquehanna county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Amherst Carpenter, Levi R. Peck, D. L. Hine, Ira Carpenter, Nathaniel Thompkins and G. J. Babcock, of Harford township, in the county of Susquehanna, state of Pennsylvania, are hereby appointed road commissioners for said township of Harford, to hold their office until their successors shall be elected as hereinafter provided for.

Road commissioners appointed.

Duties of commissioners.

SECTION 2. That it shall be the duty of said commissioners, and their successors in office, and they are hereby required, under the same penalties now provided by law for a breach of like duties by the supervisors of the townships in this commonwealth, under the general road law, to open any new road in said township ordered to be opened by the court of quarter sessions of said county, and to work or cause to be worked and kept in good repair, for the use of the traveling public, the public roads of said township, and shall also erect, maintain and keep in good repair all necessary bridges upon said

roads; and each commissioner shall be entitled to receive one Compensation.
dollar and fifty cents per diem for each and every day neces-
sarily spent by him in the discharge of his duties under this
act.

SECTION 3. That said road commissioners shall have the right, and they are hereby empowered, after having first ob- Taxation for
tained the approval of two justices of the peace of said coun- road purposes.
ty, to assess and levy a cash tax, not exceeding, in any one
year, three mills upon the dollar of valuation, upon any per-
sons or property in said township now by law subject to town-
ship rates and levies, for the purposes specified in the second
section of this act, to issue a duplicate therefor, and to ap-
point a collector to collect the same; which collector shall, Collector.
upon or before receiving the duplicate, execute and deliver to
said road commissioners a bond, in such form, and with such
securities, as may be required by them, conditioned for the
faithful discharge of his duties as such collector.

SECTION 4. That it shall be the duty of said collector, and His duties.
he is hereby empowered to collect said road tax in the same
way as school taxes may be collected by law, and pay over
the same to the township treasurer, deducting therefrom any
exonerations which shall be allowed by said road commis-
sioners, and also a percentage for collecting said tax, not ex- Compensation.
ceeding five per centum on the amount collected, or such other
amount as may be agreed upon by the commissioners and col-
lector at the time or before he shall receive the duplicate.

SECTION 5. That said tax or money shall only be paid out How moneys to
by said township treasurer upon orders drawn upon him and be paid out.
signed by said road commissioners; and for receiving and
paying out such money or moneys said treasurer shall be al- Allowance to
lowed and paid a commission, not exceeding one and a half treasurer.
per centum on the amount received; that two commissioners Terms of com-
first named in section one shall hold their office till the tenth missioners
day of March, Anno Domini one thousand eight hundred and named in first
seventy-three, the second two commissioners shall hold their section.
office till the tenth day of March, Anno Domini one thousand
eight hundred and seventy-four, and the last two named com-
missioners shall hold their office till the tenth day of March, Election of com-
Anno Domini one thousand eight hundred and seventy-five; missioners.
and the qualified electors of said township are hereby author-
ized and required, at the spring election for township officers
in the year Anno Domini one thousand eight hundred and
seventy-three, and annually thereafter, to elect two road com-
missioners for said township, who shall hold their office each
for the period of three years, from the tenth day of March
following their respective election.

SECTION 6. That four members shall constitute a quorum of Quorum.
said commissioners, and a majority of all present may levy Majority may
tax or transact any other legal business. transact busi-
ness.

SECTION 7. The accounts of said treasurer shall be audited When accounts
and settled by said commissioners on or before the first day of treasurer and
of February next, and annually thereafter; and said collector duplicate of co-
shall settle his duplicate on or before the first day of January lector to be
next, and annually thereafter. settled.

Repeal.

SECTION 8. All laws or parts of laws inconsistent with the provisions of this act are hereby repealed, so far as they relate to said township of Harford.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-three.

JNO. W. GEARY.

No. 740.

An Act

Vacating a portion of Lion lane, in the borough of Bridgewater, Beaver county, through parts of out-lots, number thirty-three, thirty-four and thirty-eight, in the plan of out-lots of the borough of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That that portion of Lion lane, in the borough of Bridgewater, between the Sharon road, where the said Lion lane intersects the same, and a point westwardly on said lane sixty rods from its intersection with said road, as marked on parts of out-lots number thirty-three, thirty-four and thirty-eight, in the plan of out-lots of the borough of Beaver, be and the same is hereby vacated: *Provided,* That the road now used and extending said lane to the Sharon road remain where it now is.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 741.

An Act

To annul the marriage contract between George W. Jacobs and Edleen, his wife.

WHEREAS, George W. Jacobs, of Philadelphia, in the commonwealth of Pennsylvania, has presented his petition to the Senate and House of Representatives of said commonwealth for a divorce from his wife Edleen :

And whereas, The reasons set forth in said petition are sufficient to entitle him to a divorce, and the courts of this commonwealth have not jurisdiction to decree divorces in such cases ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between George W. Jacobs and Edleen, his wife, be and the same is hereby annulled and made void, and the parties shall be and are hereby released and discharged from said contract, and from all duties and obligations arising therefrom, as fully as if they had never been joined in marriage.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 742.

An Act

To authorize the school directors of Chapinan borough, Northampton county, to borrow money exceeding five per centum of the last adjusted valuation of property, for the erection of a school house in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of Chapman borough, in the county of Northampton, be and they are hereby authorized to borrow money, not exceeding five thousand dollars, for the erection of a school house in said borough, and to issue bonds therefor, signed by the president and treasurer, and attested by the secretary of their board, in sums of not less than fifty dollars each, payable not more than ten years after date, and bearing interest, payable annually, at a rate not exceeding eight per cent. per annum; and further, that said school directors be and they are hereby authorized to levy and collect such additional tax as may be necessary for the payment of the sum so borrowed, and interest thereon, according to the terms of the bonds, and that said bonds shall be a lien upon all school property of said borough, until fully paid; said bonds to be exempt from all taxation, except state purposes: *Provided*, That before exercising the privileges granted by this act, the said school directors shall first exhaust the power of the court of common pleas as to the borrowing of money.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 743.

An Act

To provide for the detection of crime in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the district attorney of the county of Dauphin shall have authority, by and with the advice and consent of the president judge of said county, to appoint one competent detective for said county of Dauphin, who shall have and exercise all the powers of constable in the execution of all process in criminal cases, and whose special duty it shall be to detect crime committed within said county, bring about the arrest of all violators of the law and assist in obtaining such evidence for the commonwealth as shall be required for the proper prosecution and trial of the same, and who shall be entitled, as a compensation for such services, to the same fees as are allowed to constables for similar services in the city of Harrisburg, together with such salary as said president judge

Appointment of
detective au-
thorized.

His powers and
duties.

Compensation.

and district attorney shall in their discretion determine: *Provided*, The total amount of such salary or salaries shall not exceed the sum of fifty dollars per month; and such compensation and necessary expenses of such detective shall be paid by the county treasurer upon the production of a bill approved by such president judge, district attorney and the county solicitor.

SECTION 2. Such detective shall be governed by such regulations and discipline as the president judge and district attorney of said county shall establish, and shall be subject to the orders of said district attorney, at whose pleasure he may be removed, and shall be duly qualified by oath or affirmation for the faithful discharge of their duties. How to be governed, &c.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 744.

A Supplement

To an act, entitled "An Act authorizing the citizens of Brooklyn and Lathrop townships, in the county of Susquehanna, to change the method of mending and improving the roads and building bridges in said townships," approved May eighteenth, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors elected and to be elected under the act to which this is a supplement, in Brooklyn township, may levy rates of assessment according to the provisions of the act of fifteenth of April, one thousand eight hundred and thirty-four, and its supplements, and collect the same in money; and the thirty-fourth section of the said act of April fifteenth, one thousand eight hundred and thirty-four, providing for working out of any road tax by the party charged therewith, be and the same is hereby repealed, so far as relates to said township of Brooklyn.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 745.

An Act

To increase the pay of viewers and reviewers of roads and bridges in the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the passage of this act the pay of viewers and reviewers of roads and bridges in the county of Crawford, shall be to each at the rate of two dollars for each day necessarily employed in the discharge of his duties.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 746.

An Act

To an act to incorporate the Ruff's Creek Turnpike Road Company, with power to construct a road and collect toll on the same, approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for commencing the said road be and the same is hereby extended for three years from and after the date hereof.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 747.

An Act

Vacating portions of Farmers' lane, Love lane, Fertile alley, Centre alley and Spring alley, in the plan of out-lots adjoining the borough of Beaver, Beaver county, as marked on the plan of out-lots aforesaid.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That that part of Farmers' lane, in Brighton township, Beaver county, from the western boundary of the out-lots of the borough of Beaver, to the intersection of said Farmers' lane with Mile lane, Love lane from its intersection with said Farmers' lane to the termination of said Love lane, Fertile alley from the Tuscarawas road to its intersection with said Farmers' lane, Centre alley from said Tuscarawas road to its termination at out-lot number forty-seven, Spring alley from said Tuscarawas road to its termination at out-lot number fifty, (50,) be and the same are hereby vacated.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 748.

A Supplement

To an act, entitled "An Act to incorporate the Women's Christian Association of Pittsburg," approved April tenth, one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of the Christian Home for Women is hereby changed to the Sheltering Arms, and that the real estate, property or money which has been, or may be hereafter given or bequeathed to the Women's Christian Association for the

use of the Sheltering Arms, the Temporary Home, the Gilmore Mission, or other institutions under the care of the association, shall not be applied to the use of any other or for the general purposes of the association, nor shall the property of either of the homes be liable for the debts of the others; the property of the Women's Christian Association is hereby exempted from taxation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 749.

A Supplement

To an act, entitled "An Act to incorporate the Pennsylvania Company for Insurances on Lives and Granting Annuities, and for other purposes," passed the tenth day of March, one thousand eight hundred and twelve, authorizing an increase of the capital stock of said company.

Stockholders
may empower
directors to in-
crease capital
stock.

Provide

May set apart
portion of assets
as security for
application of
trust property

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the stockholders of the Pennsylvania Company for Insurances on Lives and Granting Annuities be and they are hereby authorized, by a majority of the votes, at a meeting held for that purpose, called upon thirty days' notice in at least two daily newspapers published in the city of Philadelphia, to empower and direct the board of directors to increase the capital of the said company, either at once or at several and successive times, by the issue of new stock, the par value of which shall not exceed one million dollars: *Provided always,* That the said stockholders shall, at said meeting, first accept the provisions of this act, by a majority of votes then present in person or by attorney duly constituted and appointed.

SECTION 2. That the said company may be and is authorized to specially set apart a portion of its assets, in such way and manner as shall be approved by the orphans' court for the city and county of Philadelphia, as special security for the faithful disposition of property which it may hold in a

fiduciary capacity, whether acting by deed, will, appointment of court or otherwise.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 750.

An Act

To extend the charter of the Greenwich Improvement and Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Greenwich Improvement and Railroad Company is hereby extended for the term of ten years, from the thirtieth day of April, Anno Domini one thousand eight hundred and seventy-two, with all its existing powers, privileges, rights and property, and subject to all its present duties, obligations and liabilities.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 751.

An Act

To incorporate the Monongahela City Gas Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.	That William Smith, Samuel Bridge, Junior, S. H. Goldthorp, B. W. Flack, R. C. Loomis, William Collingwood, J. B. Flack, M. Naylor and J. H. Connelley, be and they are hereby appointed commissioners to organize a gas company,
Name.	by the name of the Monongahela City Gas Company, for the
Purpose.	purpose of supplying and introducing gas into the borough of Monongahela City, in the county of Washington; which said
Capital stock.	company shall have a capital stock of twenty thousand dollars, which may be increased to any amount not to exceed one hundred thousand dollars, by a vote of the stockholders of said company.
Shares.	SECTION 2. The capital stock of said company shall be divided into shares of fifty dollars each; and said company shall be organized with corporate privileges, in the manner provided by and under the provisions of an act to provide for the incorporation of gas and water companies, approved the eleventh day of March, one thousand eight hundred and fifty-seven, and subject to the provisions and restrictions of said act, not supplied by this act, together with all the rights and privileges in said act or supplement thereto.
How to be organized, &c.	SECTION 3. That it shall be lawful for the said borough of Monongahela City, in its corporate capacity, or for any other corporation in its corporate capacity, to subscribe for any number of shares of stock of said company; and to enable the said borough of Monongahela City to subscribe stock as aforesaid, it is hereby authorized to borrow the amount so subscribed, and to pledge their property and franchises for the payment of the same.
Borough and other corporations may subscribe to stock.	
Borough may borrow money.	

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED.—The twentieth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 752.

An Act

To re-charter the Stroudsburg Bank, at Stroudsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Stroudsburg Bank, at Stroudsburg, in the county of Monroe, be and the same is hereby extended and continued for the term of fifteen years from the expiration of the term of the said charter.

Charter extended.

tion of its present charter, with the capital of one hundred thousand dollars, in shares of the par value of twenty-five dollars each, as provided in the act, entitled "An Act to reduce the capital stock of the Stroudsburg Bank," approved the seventh day of March, Anno Domini one thousand eight hundred and sixty-seven, subject to all the restrictions and provisions, and with all the immunities and privileges contained in the act, entitled "An Act regulating banks," approved the sixteenth day of April, Anno Domini one thousand eight hundred and fifty, and its supplements, and all other general laws of this commonwealth relating to banks therein chartered by the authority of this state.

SECTION 2. That it shall be deemed a sufficient compliance with the ninth section of said act of sixteenth of April, one thousand eight hundred and fifty, if the directors of said bank shall, within six months, file in the office of the secretary of the commonwealth the written acceptance of this act of re-charter by the holders of two-thirds in value of the stock of said bank, according to the amount paid in on such stock; and any stockholder who is absent at any meeting of stockholders that may be called to determine upon the question of acceptance of this act of re-charter may vote by proxy, and the president or cashier of said bank, by order of the directors, may vote upon the stock held by the bank.

SECTION 3. That any stockholder not voting for the acceptance of the re-charter may present his or her petition to the next term of the court of common pleas of Monroe county, that may be held not less than thirty days after the expiration of the present charter of said bank and not afterwards, for the appointment of one or more auditors, not exceeding three, who shall, after being duly sworn or affirmed, proceed to ascertain, determine and certify to said court what was the fair market value of the shares of stock of said bank at the date of the expiration of the present charter; and if, within thirty days after the confirmation of the report of such auditor or auditors by said court, any stockholder who has not voted for the acceptance of this act of re-charter shall notify, in writing, the president or cashier of said bank of his or her desire to surrender his or her stock upon receiving the value thereof as determined and certified by said auditor or auditors, said bank shall, within thirty days thereafter, pay such stockholder for his or her stock according to such valuation, with interest from the time of the expiration of the present charter, upon such stockholder surrendering and assigning to said bank his or her stock: *Provided*, That notice of the time and place of meeting of the auditor or auditors shall be given in one or more newspapers published in said county of Monroe, directed to the president, directors and stockholders of said bank for at least thirty days before such meeting.

SECTION 4. The said bank may receive on deposit from time to time such sums of money as may be offered by any individuals, associations or corporations, and safely invest the same in stocks, bonds or other securities approved and valid, and the same to purchase, collect, adjust and settle, also to sell and dispose of the same in any market in the United States

Capital.

Subject to.

Acceptance of act by stockholders, relative to.

Stockholders not voting to accept act, may petition court to appoint auditors.

Auditors to determine value of stock.

Surrender of stock to bank.

Notice of meeting of auditors to be given.

Deposits.

Interest.

Deposits by minors and married women.

Reservation.

or elsewhere, at such price and on such terms as may be agreed upon between it and parties contracting with it; and the said bank may pay depositors interest on deposits at such rate as may be agreed upon.

SECTION 5. All deposits by minors and married women may be paid out by said bank on their own checks or receipts, and such payments shall be deemed and held to be valid and legal.

SECTION 6. The legislature reserves the power to alter, revoke or annul the said charter whenever in their opinion it may be injurious to the citizens of the commonwealth, in such manner, however, that no injustice shall be done the corporators.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 753.

An Act

To authorize the state treasurer and auditor general to adjust the accounts of the Mauch Chunk Bank.

SECTION K. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer and auditor general be and they are hereby authorized and directed to examine and adjust the accounts between the commonwealth of Pennsylvania and the Mauch Chunk Bank, for its payment of coin, under laws heretofore in existence, into the treasury, and when so adjusted to pay to the Mauch Chunk Bank the sum so found to be due thereto, if any.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 754.

A Supplement

To an act, entitled "An Act to incorporate the Indiana Normal School of Pennsylvania," approved March twenty-fifth, A. D. one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the corporators and subscribers to the capital stock of the Indiana Normal School of Pennsylvania, incorporated by the act to which this act is a supplement, to meet for the purpose of organizing on the fifteenth day of April, Anno Domini one thousand eight hundred and seventy-two, at Indiana, Pennsylvania, of which meeting public notice shall be given; and thereafter the meetings of the stockholders for the purpose of electing trustees shall be as provided in the third section of the said act.

Organization,
relative to.

SECTION 2. That the number of trustees for the said Indiana Normal School shall be nine instead of fifteen, as provided in the act to which this is a supplement, a majority of whom shall constitute a quorum.

Number of
trustees.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 755.

An Act

Relative to Tremont borough, Schuylkill county, authorizing council to appropriate surplus bounty money, and increase tax for borough purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all surplus money in the hands of the collector or treasurer of Tremont district, paid in for bounty to procure volunteers for United States army, the said money or surplus of money, with interest, is hereby appropriated for the use of

Appropriation
of surplus
bounty moneys.

Taxation for
borough pur-
poses.

said borough, and that the burgess and council shall proceed to collect the same by action or otherwise.

SECTION 2. That the council shall have power to levy and collect, annually, for borough purposes, if they deem the same necessary, a tax not exceeding fifteen mills on the dollar of the valuation of said borough, in lieu of the five mills authorized by the general borough law, approved the third day of April, Anno Domini one thousand eight hundred and fifty-one.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 756.

An Act

To require the courts of Juniata county to appoint auditors to re-audit and settle the accounts of the township officials of Delaware township, Juniata county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of, and the court of quarter sessions of Juniata county is hereby authorized and required, at the first session of the same held after the passage of this act, to appoint three of the citizens and tax payers of Delaware township, Juniata county, whose duty it shall be, within ninety days from their appointment, to re-examine, audit and settle all the accounts of the officials of said township having or having had charge of the county, school, building, poor and road taxes in and for said township, from the year Anno Domini one thousand eight hundred and sixty-two to one thousand eight hundred and seventy-one, inclusive, and make report to said court at the session immediately following the expiration of the ninety days aforesaid: *Provided however,* That any parties or officials feeling aggrieved by such report shall have the privilege of appeal to the court of quarter sessions, as provided by law for appeals from the report of township auditors.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 757.

An Act

To prevent interments in a certain private burial lot in the city of Philadelphia, and to perfect the title thereof.

WHEREAS, Michael Hagel, formerly of the county of Philadelphia, did, by a codicil to his last will, in or about the year one thousand eight hundred and seventeen, lay out a lot forty-five feet wide, off the westerly end of a lot of land purchased of Henry Davis, and did will that the same be and remain a burial place for himself and family: Preamble.

And whereas, Only a small part at the northern end of the said burial lot has ever been used as a place of interment, and it is inexpedient to have the remainder thereof subject to the right of burial; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall be unlawful to make interments in the said lot.

Interments in lot prohibited.

SECTION 2. That a certain deed of exchange, dated September eleventh, one thousand eight hundred and seventy-one, made between Michael Hagel and Gottfried Hagel, the surviving heirs of the said Michael Hagel, deceased, and William J. P. White, for the purpose of squaring their ground, (in which deed of exchange part of the said unoccupied burial lot was included,) be and the same is hereby validated, and the same shall vest a perfect and indefeasible title in fee simple to the premises thereby conveyed to the said William J. P. White, his heirs and assigns forever, free from any trust or limitation, or right of burial whatsoever.

Certain deed validated, and to vest perfect title to premises

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 758.

An Act

Authorizing and requiring the state treasurer to refund to Robert Garrett, executor of the last will and testament of James Smith, late of Beaver county, deceased, certain collateral inheritance tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay to Robert Garrett, executor of the last will and testament of James Smith, late of the township of Hanover, in the county of Beaver, deceased, the sum of twenty-nine and sixty-four one hundredths dollars, being the amount of collateral inheritance tax over paid by said executor on said decedent's estate, on the day last aforesaid: *Provided,* This act shall not be subject to enrolment tax.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 759.

An Act

Relative to the sale of unseated lands for taxes in the county of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the fees to be received by the county treasurer for advertising sale of each tract or lot of ground for taxes shall be one dollar: *Provided,* That this act shall only apply to the county of Beaver.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 760.

A Supplement

To an act for the better and more impartial selection of persons to serve as jurors in each of the counties of this commonwealth, approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter all panels of jurors, provided for in the act to which this is a supplement, shall be drawn by the proper officers, under the direction of the president or an associate law judge of the district, and in the presence of such citizens as may desire to attend; and such president or associate law judge may, from time to time, or annually, appoint two disinterested citizens of the county to be present when such panel of jurors shall be drawn, to inspect the drawing of the same: *Provided,* This bill shall only apply to the county of Lancaster.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 761.

An Act

To extend the time for the collection of the borough tax in the borough of Mahanoy City, Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That warrant for the collection of the borough tax for the year one thousand eight hundred and seventy-one, for the borough of Mahanoy City, in the county of Schuylkill, issued by Emanuel Boyer, chief burgess, to Thomas C. Keegan, collector, be and the same is hereby continued 'in full force and effect for a period of one year from the passage of this act; and the said

Thomas C. Keegan is hereby authorized and empowered to collect said borough tax, as fully and effectually as if the same were done in the year one thousand eight hundred and seventy-one.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 762.

An Act

To authorize the school directors of Canton borough, in the county of Bradford, to levy additional tax for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Canton, in the county of Bradford, be and are hereby authorized to levy an additional tax of three mills on the dollar of valuation, and one dollar per capita tax for school purposes, to be collected as school taxes are now collected by law.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 763.

An Act

To change the corporate name of the burgess and council of the borough of Lebanon, and to legalize certain acts of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the corporate name and style of the burgess and council of the borough of Lebanon be and the same is hereby changed to the borough of Lebanon. Corporate name changed.

SECTION 2. That all acts heretofore done, and all deeds, writings, bonds, obligations, certificates of indebtedness, or other securities heretofore issued by the said the burgess and council of the borough of Lebanon, in the name of the borough of Lebanon, be and the same are hereby made valid, lawful and binding, in like manner as if the acts heretofore had been done, and the deeds, writings, bonds, obligations, certificates of indebtedness or other securities heretofore had been issued by the said burgess and council, in the name of the burgess and council of the borough of Lebanon. Former acts done, and bonds, &c., issued, validated.

SECTION 3. That all suits, liens or judgments now pending or existing, in which the said the borough of Lebanon is a party, shall be proceeded with and adjudicated in the name of the borough of Lebanon, and all amendment of record or otherwise whatsoever required, are hereby ordered to be done without in anywise interfering with the merits of the cause or causes now depending, or liens and judgments now existing. How suits pending, and judgments existing, to be proceeded with and adjudicated.

SECTION 4. That all laws or parts of laws inconsistent herewith be and the same are hereby repealed. Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 764.

An Act

Authorizing the burgess and town council of the borough of Jersey Shore, in Lycoming county, to increase the tax levy, and for the better collection of all taxes in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Jersey Shore, in Lycoming county, be and they are hereby authorized to annually assess, levy and collect for borough purposes, a tax not exceeding ten mills on the dollar on the valuation assessed for county purposes, in lieu of the half per centum authorized by the general borough law, approved the third day of April, Anno Domini one thousand eight hundred and fifty-one. Authorized to increase borough tax.

Notice of place of receiving borough, school and poor taxes, to be given.

Abatement allowed for prompt payment.

If not paid within certain time, five per cent. to be added and collection enforced. Proviso.

To be lien upon real estate.

When to be certified to prothonotary.

Proceedings to enforce collection.

Fees of officers.

SECTION 2. That hereafter when the duplicates of the borough, school or poor taxes shall have been prepared, containing the proper warrants, and the same shall be placed in the hands of the several collectors and school treasurer, authorizing them to collect the same from the persons against whom the same is assessed, the said collectors and treasurer shall give public notice in one or more newspapers published in said borough, and by not less than six printed or written handbills, to be posted up at the most public places in said borough, requiring the taxes so assessed to be paid to them, and giving the place or places where the same must be paid; and all persons paying the amount assessed against them within the period of two months after such notice, shall be allowed an abatement of five per centum on the amount so assessed against them, and during the period of the third month after such notice, the taxes will be received without any abatement; and after the expiration of the three months from the date of such notice, the said collectors or treasurer shall add to the amount assessed, against all delinquents on such duplicates, five per centum, and enforce the amount so assessed and per centum added, by distress and sale, by virtue of their respective warrants in the same manner as county taxes are now collected: *Provided*, That in cases where persons charged with taxes on any duplicate are about to remove from the borough, or where, from any other cause, said taxes would be lost by delay, said collectors or treasurer may proceed to distress and sell at any time after one month's notice, as by law is now provided.

SECTION 3. That all borough, poor and school taxes assessed in said borough of Jersey Shore, shall be a lien upon the real estate of the persons against whom the same is assessed, which is situate within the limits of said borough; and if the same remains unpaid for the period of three months after the date of the notices publicly made by the collectors and treasurer aforesaid, and the owner or occupant shall neglect or refuse to pay the same, and there is no personal property found on said land from which said taxes may be realized, then the said collectors or treasurer shall certify, under oath, the facts and amount of said taxes unpaid, to the prothonotary of the court of common pleas of Lycoming county, who shall enter the same of record, which shall be a lien from the date of said entry; and when an affidavit is filed, at the same time, that the delinquent has removed from the county of Lycoming, an execution may issue forthwith, but when the delinquent resides in the county of Lycoming, a *scire facias* shall issue on the amount of taxes unpaid, and so certified by the several collectors and treasurer to the prothonotary, and when judgment is obtained, the same may be enforced as other judgments are; in either case there shall be no stay of execution, right of inquisition on real estate, and no exemption under act of assembly of April ninth, one thousand eight hundred and forty-nine, on such judgments; and the fees of the officers shall be the same as in similar cases, exclusive of five per centum, which is to be added for costs of collection.

SECTION 4. That the several taxes aforesaid, after having been entered of record, or for which judgment has been obtained through process, are to be considered preferred liens, and if said lands be sold by virtue of an execution, the sheriff or other officers after making such sale, shall first pay out of the proceeds of such sale, the taxes so due and unpaid and entered of record as aforesaid, and the surplus, if any, he shall apply towards satisfying the judgment mentioned in such execution.

To be prior
liens, and first
paid out of pro-
ceeds of sales.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 765.

A Further Supplement

To an act to incorporate the Venango Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the powers granted to the Venango Water Company by act, approved fourth of April, eighteen hundred and sixty-three, and the several supplements thereto, be and the same are hereby extended and enlarged, so that the said company, by its agents and employees, may enter upon and hold and occupy such lands and waters as may be considered by said company necessary to secure a permanent, sufficient and pure supply of water, and to protect the streams of water used by said company from wash and impurities of any kind: *Provided,* That compensation shall be made to the owner or owners of land in the manner provided for by act, approved the twenty-fourth of April, one thousand eight hundred and sixty-nine.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 766.

An Act

To allow the voters of the townships of West Deer, East Deer, Pine, Richland, Harrison, North Versailles, South Versailles, North Fayette, South Fayette and Killbuck, in the county of Allegheny, to vote for or against the issuing of licenses for the sale of intoxicating liquors within the said townships.

Question of granting liquor licenses to be submitted to vote of electors.

Tickets to be counted, and return made to clerk of quarter sessions.

Duty of constables.

How officers to be governed in receiving, &c., of votes.

If majority of votes be against licenses, none to be granted.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at the next annual municipal election in the townships of West Deer, East Deer, Pine, Richland, Harrison, North Versailles, South Versailles, North Fayette, South Fayette and Killbuck, in Allegheny county, and at the annual municipal election every third year thereafter, it shall be the duty of the inspectors and judges of election in said townships to receive tickets, either written or printed, from the legal voters of said townships, labelled on the outside "license," and on the inside "for license" or "against license," and to deposit said tickets in a box provided for that purpose by said inspectors and judges, as is required by law in case of other tickets received at said election; and the tickets so received shall be counted, and a return of the same made to the clerk of the court of quarter sessions of the county of Allegheny, duly certified by the return judges of said townships, which certificates shall be filed with the other records of said court.

SECTION 2. It shall be the duty of the constables of the said townships to give due public notice, by printed handbills throughout the townships, of such special election above provided for, thirty days previous to the time of holding the next annual municipal election, at which time the question of license or no license will be submitted to the voters of said townships; also thirty days' notice for the annual municipal election every third year thereafter.

SECTION 3. That in receiving and counting, and in making returns of the votes cast, the inspectors, judges and clerks of said election shall be governed by the laws of this commonwealth regulating general elections; and all penalties of said election laws are hereby extended to and shall apply to the voters, inspectors, judges and clerks acting at and in attending upon the elections held under the provisions of this act.

SECTION 4. Whenever, by the returns of election in the said townships, it shall appear that there is a majority against license in any of said townships, it shall not be lawful for any license to issue for the sale of spirituous, vinous, malt or other intoxicating liquors in any of said townships so voting against license, at any time thereafter, until at an election as above provided a majority of the voters of any of said townships shall vote in favor of a license.

SECTION 5. Any person who shall hereafter be convicted of selling or offering for sale, in any of said townships, any intoxicating liquors, spirituous, vinous, malt or other intoxicating liquors, without a license, shall be sentenced to pay a fine of fifty dollars, and confinement in the work-house of Allegheny county for the period of six months, for the first offence, and for the second and each subsequent offence a fine of one hundred dollars, and confinement in the said work-house for the period of one year. Penalty for selling without license.

SECTION 6. All acts and all parts of acts not consistent with the provisions of this act are hereby repealed, so far as the said acts or parts of acts apply to the townships above named. Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 767.

A Supplement

To an act, entitled "An Act to incorporate the Greenville Gas and Water Company," approved March fifteenth, Anno Domini one thousand eight hundred and seventy-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the second section of said act shall be so construed as not to give exclusive authority to supply gas and water to the borough of Greenville and vicinity to said company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 768.

An Act

Relative to the school fund of Georges township, Fayette county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the school directors of Georges township, Fayette county, to appropriate and use, for building purposes, any money that may be in the hands of the treasurer of the school fund of said townships for school purposes, on or before the first day of June, Anno Domini one thousand eight hundred and seventy-two, and not appropriated, and necessary to defray the expenses of keeping the schools in said township open, during the time which said school directors may elect to keep said schools in operation for and during the current school year ending on the said first day of June, Anno Domini one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 769

An Act

To incorporate the Ligonier Masonic Fund.

Corporators

Title.

Powers and
privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph Clifford, N. M. Marker, David Wilt, J. P. Barren, J. A. Ashcom, J. H. Murdock, D. E. Beltz, R. F. Smith, J. B. Igo, William E. Thatcher, N. M. Weller, William E. Robbins and William C. Knox, and their successors, to be chosen as hereinafter provided, be and they hereby are created a body politic in law, under the name and title of the Ligonier Masonic Fund, and by that name shall have perpetual succession, and be able and capable in law to have and to use a

common seal, and the same to alter or renew at pleasure, to sue and be sued, implead and be impleaded, and to do all such other acts as are incident to a corporation.

SECTION 2. That at general meetings of the corporators, the convening of which shall be provided for in the by-laws, they may elect additional corporators, all of whom shall be free masons and members of the masonic society that contribute to this fund; vacancies may occur among the corporators by death, resignation, or any corporator who shall have become disconnected with the masonic society before referred to, may, at any general meeting, be removed, and his name dropped from the roll, and he shall thereupon cease to be a corporator, the action of the corporators being conclusive as to the part of such corporator having become disconnected with the masonic society before referred to; the corporators shall also have full power, at any general meeting, to ordain and establish all such by-laws, rules and regulations, not contrary to the constitution and laws of the United States, or of this state, which may be necessary for the proper government of the corporation, and the same to annul, alter or amend at pleasure; the corporators shall, at least once in every year, elect from among their number a board of trustees, who shall have the management of the affairs of the corporation; the number of trustees, the time, place, manner and notice of the election of the same, shall be established by the by-laws; vacancies in the board of trustees may be filled by the remaining trustees for the residue of the term; the first organization of the corporation shall be held at such time and place as shall be agreed upon by a majority of the corporators named in the first section of this act: *Provided*, That voting by proxy shall not, in any case, be allowed.

Additional corporators may be elected.

Qualifications.
Vacancies.

By-laws, &c.

Trustees.

Vacancies in board.
First organization.

Voting by proxy not allowable.

Object.

SECTION 3. That the object of the corporation shall be the creating and maintaining of a fund for the use of the masonic society, located in Ligonier borough, Westmoreland county, that shall contribute to the same for this purpose; they shall have power to receive and hold by purchase, gift, donation, bequest and devise, to them, their successors and assigns, any real and personal estate, and the same to sell and transfer, in fee simple, or for any less estate, and to invest any assets or funds in stocks, loans or other securities: *Provided*, That this act shall not confer on said corporation any of the powers or privileges of a bank of discount and deposit.

Real estate, &c.

SECTION 4. That should this corporation at any time hereafter be dissolved, the property, funds and assets, after payment of all liabilities, shall be distributed for masonic or charitable purposes, in such manner as the corporators, at a general meeting, may determine: *Provided*, That no enrolment tax whatever shall be charged on this act.

Dissolution, relative to.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 770.

A Supplement

To an act, entitled "An Act to incorporate the Farmers' Mutual Fire Insurance Company of Middle Pennsylvania," approved the nineteenth day of March, in the year of our Lord one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That nothing contained in the second and third sections of the act to which this is a supplement shall prevent the said the Farmers' Mutual Fire Insurance Company of Middle Pennsylvania, from insuring farm buildings erect on lands situate within the limits of any city, borough, town or village.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 771.

An Act

To exempt the Foster Home Association of the city of Philadelphia, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the real estate situate on the south side of Poplar street, west of Twenty-fourth street, in the city of Philadelphia, owned and occupied by the Foster Home Association of Philadelphia as a home for orphans and destitute children, be and is hereby exempted from taxation, except for state purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 772.

An Act

Relative to Tremont borough, Schuylkill county, authorizing council to appropriate surplus bounty money and increase tax for borough purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

SECTION 1. That all surplus money in the hands of collectors or treasurer of Tremont district, collected and paid in for bounty to procure volunteers for the United States army, the said money or surplus of money, with interest, is hereby appropriated for the use of said borough, and the burgess and town council are hereby authorized to collect the same by action or otherwise.

Appropriation
of surplus
bounty moneys.

SECTION 2. That the council of said borough are hereby authorized to levy and collect, annually, for borough purposes, (if deemed necessary,) a tax not exceeding ten mills on the dollar of the valuation of said borough, in lieu of the five mills authorized by the general borough law, approved the third day of April, Anno Domini one thousand eight hundred and fifty-one.

Taxation for
borough pur-
poses.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 773.

An Act

Relative to Race street, in the city of Harrisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act of assembly, approved January second, one thousand eight hundred and seventy-one, entitled "A further supplement to an act incorporating the city of Harrisburg, in the county of Dauphin," passed April ninth, one thousand

eight hundred and sixty, as confirms that part of the plan of the city which vacates Race street, from Hanna street to Ninth street, be and the same is hereby repealed, and the common council of the city of Harrisburg is hereby directed to have the red line in said street erased from the several official plans of said city, and the lines of the same drawn upon said plans as heretofore laid out.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 774.

An Act

To amend an act, entitled "An Act incorporating the United Presbyterian Board of Publication," approved April fourteenth, one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Second section
of act of incor-
poration
amended.

That section second, of said act of incorporation, be and hereby is so amended as to read as follows, viz :

SECTION 2. That said corporation shall have power to take, hold, receive and possess goods, chattels, rights, credits, bequests and titles to real estate made, or to be made, and to use, sell, convert and dispose of the same for the objects and purposes hereinafter set forth.

May fill vacan-
cies.

SECTION 3. That said board of publication shall have power to fill vacancies occurring in the interval between the meetings of the general assembly of the United Presbyterian church; the persons so appointed, to hold office only till the meeting of said assembly.

When act to
take effect.

SECTION 4. This act shall take effect, and be of force, when accepted by the general assembly of the United Presbyterian church of North America.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 775.

An Act

To prevent the running at large of horses, cattle, sheep, swine, in the township of Exeter, county of Wyoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same,* That from and after the passage of this act all horses, cattle, sheep and swine, belonging to farmers or other persons, found running at large or upon public roads or highways, in Exeter township, county of Wyoming, shall be considered in character of strays, and may be taken up as such by any person, and shall and may be disposed of under the existing laws of this commonwealth relating to strays, if such person shall see proper to prosecute the same: *Provided,* That this act shall not apply to any of said animals that may have accidentally escaped their enclosure: *Provided further,* The head of each family shall have one cow exempt from the provision of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY.

No. 776.

An Act

To repeal an act, entitled "An Act appropriating certain taxes for opening and constructing a road in Cummings township, Lyscoming county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act appropriating certain taxes for opening and constructing a road in Cummings township, Lyscoming county," be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 777.

An Act

Giving the assent of this commonwealth to two acts of the legislature of the state of New Jersey, the one entitled "A supplement to an act, entitled 'A further supplement to an act, entitled 'An Act to incorporate the Belvidere Delaware Bridge Company,' passed the fifth day of March, one thousand eight hundred and thirty-two,' which further supplement was passed the twenty-fourth day of February, one thousand eight hundred and forty-three," the other, entitled "A further supplement to the act, entitled 'An Act to incorporate the Belvidere Delaware Bridge Company,' approved March fifth, eighteen hundred and thirty-two."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the assent of this commonwealth be and the same is hereby given to the provisions mentioned and contained in two acts of the legislature of the state of New Jersey, one thereof approved the eighth day of March, eighteen hundred and seventy-one, entitled "A supplement to an act, entitled 'A further supplement to an act, entitled 'An Act to incorporate the Belvidere Delaware Bridge Company,' approved the fifth day of March, one thousand eight hundred and thirty-two, which further supplement was passed the twenty-fourth day of February, one thousand eight hundred and forty-three," the other thereof, approved the fifth day of March, eighteen hundred and seventy two, entitled "A further supplement to the act, entitled 'An Act to incorporate the Belvidere Delaware Bridge Company, approved March fifth, eighteen hundred and thirty-two;" and the said acts of the legislature of the state of New Jersey are hereby adopted, ratified and confirmed by this commonwealth, and the provisions thereof shall be in full force and effect within this commonwealth; and the said acts of the legislature of the state of New Jersey shall be annexed to this act, and be published in the same manner as the laws usually are, and the governor shall likewise cause an exemplified copy thereof to be deposited in the secretary's office of this commonwealth, and transmit an attested copy of this act to the governor of the state of New Jersey.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 778.

STATE OF NEW JERSEY—ASSEMBLY, No. 236.

A Further Supplement -

To the act, entitled "An Act to incorporate the Belvidere Delaware Bridge Company," approved March fifth, eighteen hundred and thirty-two.

1. *Be it enacted by the Senate and General Assembly of the state of New Jersey, and it is hereby enacted by the authority of the same,* That the number of directors of the said company shall be reduced to six, as is authorized and provided for by the original act of incorporation, and four directors shall constitute a quorum to do business. Number of directors to be reduced. Quorum.

2. *And be it enacted,* That an election of officers of said company may be held in the town of Belvidere, in the county of Warren, and state of New Jersey, two weeks' previous notice of the time and place in said town having been given, by publication in one newspaper printed and published in the county of Warren aforesaid, and in one newspaper printed and published in the county of Northampton, in the state of Pennsylvania; and that at such election, and at all future elections, each stockholder shall be entitled to one vote for every share of stock by him or her held, and that the officers elected shall continue in office until the first Monday in November, eighteen hundred and seventy-three, and until others are appointed. Election of officers. Votes.

3. *And be it enacted,* That so much of the original act of incorporation, and the several supplements thereto, as is incompatible with the provisions of this act, and no more, be and the same is hereby repealed: *Provided always,* That this act shall not take effect or go into operation until it is sanctioned, or a similar act passed, by the legislature of the state of Pennsylvania. Repeal. When act to take effect.

APPROVED—March 5, 1872.

STATE OF NEW JERSEY, }
Department of State. }

I, Henry C. Kelsey, secretary of state of the state of New Jersey, do hereby certify that the foregoing is a true copy of an act passed by the legislature of this state, and approved by the governor the fifth day of March, A. D. 1872, as taken from and compared with the original now on file in my office.

In testimony whereof, I have hereunto set my hand and affixed my official seal, at Trenton, this sixth day of March, eighteen hundred and seventy-two.

HENRY C. KELSEY,
Secretary of State.

No. 779.

STATE OF NEW JERSEY—SENATE, No. 201.

A Supplement

To an act, entitled "A further supplement to an act, entitled 'An Act to incorporate the Belvidere Bridge Company,' passed the fifth day of March, one thousand eight hundred and thirty-two," which further supplement was passed the twenty-fourth day of February, one thousand eight hundred and forty-three.

Preamble.

WHEREAS, A suit for the foreclosure of a mortgage, authorized by the act to which this is a supplement, is about to be instituted, and doubts having arisen whether there is now any officer of the said company upon whom service of process can be made; therefore,

What deemed
sufficient ser-
vice on com-
pany.

1. *Be it enacted by the Senate and General Assembly of the state of New Jersey*, That the service of legal process upon the gate-keeper and receiver of tolls at said bridge, shall be deemed a sufficient service upon the said Belvidere Delaware Bridge Company.

Upon sale made,
bridge and ap-
purtenances to
vest in pur-
chasers.

Purchasers may
issue stock and
form new com-
pany.

2. *And be it enacted*, That upon a sale of the said bridge company's bridge, and the appurtenances, the bridge, with its appurtenances, privileges and franchises, shall vest in the purchaser or purchasers, who are hereby authorized to issue stock and organize a new company, with all the rights and privileges granted by, and subject to, the provisions of the original act of incorporation, and the several supplements thereto, so far as the same are not altered by the provisions of this act.

Number of
directors.

First election of
officers.

3. *And be it enacted*, That the number of directors of the said company shall be the same as is authorized and provided for by the original act of incorporation; and that the first election of officers of such new company shall be held in the town of Belvidere, in the county of Warren, and state of New Jersey, two weeks' previous notice having been given, by publication in one newspaper printed and published in the county of Warren, aforesaid, and in one newspaper printed and published in the county of Northampton, in the state of Pennsylvania.

When act to go
in force.

4. *And be it enacted*, That this act shall not go in force until the legislature of the state of Pennsylvania enact a similar law.
APPROVED—March 8, 1871.

STATE OF NEW JERSEY,

I, Henry C. Kelsey, secretary of state of the state of New Jersey, do hereby certify that the foregoing is a true copy of an act passed by the legislature of this state, and approved by the governor the eighth day of March, A. D. 1871, as taken from and compared with the original now on file in my office.

In testimony whereof, I have hereunto set my hand and affixed
[SEAL.] my official seal this eighth day of March, eighteen hundred and seventy-one.

HENRY C. KELSEY.

No. 780.

An Act

Relating to commitments of persons convicted before justices of the peace in Northampton county, for drunkenness, vagrancy and disorderly conduct.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all incorporated boroughs now erected, or which may hereafter be erected, in the county of Northampton, are hereby required to provide a lock-up, to which all disorderly and drunken persons, and all vagrants found or being within their respective corporate limits, shall be committed and sent by the committing magistrates.

Boroughs to provide lock-ups.

Commitments to.

SECTION 2. That all fees, costs and expenses, incurred by reason of the arrest, conviction, commitment, board or keep of disorderlies, drunks and vagrants shall be paid by the borough in which such arrest or commitment shall be made, and not out of the county treasury as heretofore.

How costs, &c., to be paid.

SECTION 3. That all acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 781.

An Act

Appointing commissioners to lay out, locate and open a state road from the junction of the Freedom and Pittsburg roads, near Harkin's mill, in New Sewickly township, in Beaver county, to the intersection of the Evansburg and Zellenople roads, on the farm of Henry Rape, in Cranberry township, Butler county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners appointed.	That John Rohner, R. H. Kinnear and Daniel Brenner are hereby appointed commissioners for the purpose of laying out, opening and making of a state road, commencing at a point where the road from Freedom intersects a road leading to Pittsburg, near Harkin's mill, in New Sewickly township, in Beaver county, to a point where a road leading to Evansburg intersects a road leading to Zelenople, on the farm of Henry Rape, in Cranberry township, in Butler county.
To lay out road.	
Draft to be made and filed.	SECTION 2. That when said road shall have been surveyed and located, it shall be the duty of said commissioners to make a draft of the same, which shall be filed of record in the court of quarter sessions of Butler county, and when so filed said draft and the record thereof shall be legal evidence in all things relating to the same; that any two of said commissioners shall be deemed a quorum and sufficient to do any thing thereof authorized to be done by this act, having a due regard to a straight and easy road at an elevation of not more than five degrees from a horizontal line, and shall clearly and distinctly mark the points on the route located; the said commissioners shall receive three dollars per day for each day they shall be necessarily engaged in the performance of their duty under the provisions of this act; they shall employ a surveyor at five dollars per day and two chain bearers at two dollars per day: <i>Provided</i> , That one of the commissioners may act as the surveyor, but he shall not receive more than five dollars per day as commissioner and surveyor; before entering upon the duties required by this act, the commissioners and surveyor shall be sworn or affirmed before a justice of the peace to perform all the duties required of them truly and fairly.
Quorum.	
Elevation of road.	
Compensation.	
Surveyor and chain bearers.	
Commissioners and surveyor to be sworn.	
Duty of supervisors.	SECTION 3. It shall be the duty of the supervisors in the several townships through which said road shall pass, upon a written notice being given by any person interested in its use, to proceed without delay to open, construct and keep in order and good repair said road, under a penalty of fifty dollars for neglecting the same, to be collected before any justice of the peace in the county where said officer resides.
Penalty for neglect.	
Expenses.	SECTION 4. The commissioners appointed by this act shall file vouchers for their per diem pay, and other necessary expenses with the commissioners of the same counties through which said road shall pass, who shall adjust the same and pay them as other accounts and orders are paid by warrants on the treasurer or otherwise: <i>Provided</i> , That neither of said counties shall pay a greater proportion of the said expenses than for the work done and service rendered within said county.
Meeting of commissioners.	SECTION 5. That said commissioners shall meet on or before the first Monday of June next, or as soon thereafter as a majority of them may agree upon, and complete the location of said road; and if a vacancy should occur from resignation or otherwise, the remaining commissioner or commissioners may fill the vacancy by the appointment of suitable person or persons.
Vacancies.	
Damages.	SECTION 6. It shall be the duty of said commissioners to assess all damage sustained by viewers of land by reason of

said road, and said damages are to be paid as is now provided by law.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 732.

An Act

Authorizing the trustees of the Methodist Episcopal Church, in the borough of Rimersburg, to remove the dead and sell a part of the church lot.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of the Methodist Episcopal Church, of the borough of Rimersburg, are hereby authorized to sell a part of the church lot, (the proceeds to go to the use of the congregation,) and remove the dead, together with the monuments and tombstones, from said lot to the cemetery grounds of the Cemetery Association of Rimersburg, the congregation to be at the expense of removing the same: *Provided*, Notice shall be given to the relatives of said deceased, if possible, at least three months before they shall be removed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 783.

An Act

Authorizing the purchase of property, and erection of poor house, by the township of Asylum, in the county of Bradford.

Commissioners appointed.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Robert Bull, Wilson M. Deaker, Richard E. Gilbert, Charles Stevens, B. Laporte, D. H. Crimmings, E. H. Delong, Samuel Kellum, E. J. Ayres, Wm. R. Storrs, Benjamin Korruck, Moses Elienberger and John Griffin, all of the township of Asylum, Bradford county, Pennsylvania, be and they are hereby appointed commissioners, whose duty it shall be, or a majority of them, as soon after the passage of this act as practicable, to determine upon and purchase such real estate as may be necessary, and to take and receive proper conveyance therefor, in the name and for the case of the corporation mentioned in the second section of this act, and upon the receipt of such conveyance, to execute in the name of the said corporation, and deliver to the vendor or vendors, bonds and mortgages upon said real estate, to secure the payment of so much of the purchase money thereof as shall then remain unpaid; and they shall choose from their number three persons to erect thereon suitable buildings for the accommodation and keeping of the poor of said township, who are authorized and empowered to borrow such sum or sums of money as may, in their opinion, be advisable and necessary, not exceeding six (\$6,000) thousand dollars, including the cost of the land and improvements, and to secure the payment of the same by bonds and mortgages on such real estate.
To purchase real estate.	
To choose persons to erect buildings.	
Persons chosen may borrow money.	
Incorporation.	SECTION 2. That the three persons selected, as authorized in the foregoing section, are hereby created a body politic and corporate in law, to all intents and purposes whatever, relative to the real estate and building heretofore above authorized; and after the said buildings shall be completed, the commissioners of the township of Asylum, and their successors in office, shall have perpetual succession, by the name, style and title of the poor district and house of employment of the township of Asylum, and by that name sue and be sued, plead and be impleaded, with power to use a common seal in business, and renew or alter the same, receive, take and hold any lands, tenements and hereditaments, not exceeding the yearly value of one thousand dollars, to erect and keep in proper condition suitable buildings for the reception, use, accommodation and employment of the poor of said township, and to provide all things necessary for the lodging, maintenance and employment of the poor of said township.
Title.	
Powers and privileges.	
Poor house tax to be levied and collected.	SECTION 3. The commissioners of Asylum township shall, at the usual time for levying town taxes, in the year one thou-

sand eight hundred and seventy-three, levy a tax, not to exceed ten mills on the dollar, in the same manner as poor taxes are now levied and collected, which, when collected and paid into the town treasury, shall be used upon the orders of said commissioners, for the payment of the real estate and buildings herein authorized, the same to be called poor house tax, and they shall continue annually thereafter to levy a like tax for the same purpose, until such debt shall be paid.

SECTION 4. When the commissioners of said township shall take charge of the poor house under this act, they shall appoint some suitable person to take charge of the farm and poor house, and see to the employment and support of the poor who may be placed therein, upon such terms as they may deem just and advisable, and who shall be at all times under their supervision and control; the commissioners shall thereupon cause to be removed to said house, all legal paupers of the township of Asylum, or such of them as they shall deem expedient to remove, and thereafter to be kept, lodged and maintained therein, so long as such person shall continue a charge upon said township; and no person who shall refuse to go to said poor house or to be maintained therein, shall be entitled to relief from said directors or township during the time of such refusal.

Township commissioners to appoint steward

To have poor removed to house.

Persons refusing to go, not entitled to relief

SECTION 5. That said directors are hereby authorized to provide work and employment for such poor persons as may be able to perform any labor or pursue any employment; and if any poor person, unless by reason of age, infancy, disease, infirmity or other disability, shall refuse to perform such reasonable labor or service as shall be allotted to or required of him or her by said directors, such persons shall not be entitled to receive any relief or assistance during such refusal, immediately on such refusal be discharged from said poor house.

Directors authorized to provide work for inmates.

Refusal to perform work.

SECTION 6. The commissioners of other townships and boroughs of Bradford county, may contract with the commissioners of Asylum township, for the maintenance and employment of any poor person in their charge in said poor house, upon such terms as they may agree, and such poor person shall be subject to the provisions of sections four and five of this act, the same as if belonging to Asylum township.

Commissioners of other districts may contract for maintenance of poor.

SECTION 7. That the commissioners of the township of Asylum shall act under and be governed by existing laws in relation to the poor of Bradford county, except where otherwise specially supplied by this act.

How township commissioners to be governed.

SECTION 8. That the auditors of the township of Asylum shall pass upon and settle all accounts connected with the building and working of the poor house herein provided for, the same as other township accounts.

Township auditors to settle accounts.

SECTION 9. The persons who may be selected under this act to control the building of the poor house, shall receive out of the town treasury, upon orders drawn by the commissioners of Asylum township, one dollar and fifty cents per day, for such time as may be necessarily spent in such service, and they shall have power to make such contracts in relation to said building as they may deem proper and advisable.

Compensation of persons selected to control building of house.

May make contract.

Question of
erection of
house to be sub-
mitted to vote
of citizens.

SECTION 10. For the purposes of ascertaining the sense of the citizens of Asylum township, as to the expediency of erecting a poor house, it shall be the duty of the election officers of said district at the next general election after the passage of this act, to receive tickets labelled on the outside "poor house," and on the inside "for a poor house" or "against a poor house," and if it shall appear upon casting the votes that a majority of those who voted are for a poor house, then the foregoing act to take effect, but if a majority of votes are found to be against a poor house, then the foregoing act be and the same is hereby null and void.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 784.

An Act

supplementary to an act relating to the collection of state and county taxes in the county of Chester, approved the second day of April, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners
to designate
times and
places for re-
ceiving taxes.

That it shall be the duty of the commissioners of the county of Chester, to designate the places in said county, not less than fifteen in number, at which the county treasurer will attend for the purpose of receiving the state and county taxes, and also to designate the times and number of days he shall attend in each of such places.

Treasurer to
give notice.

SECTION 2. That it shall be the duty of the county treasurer, after he shall receive the duplicates of assessment as provided in the first section of the act to which this is a supplement, to give at least thirty days' notice, by weekly publication in three newspapers, if so many be printed in said county therein, and by no less than ten printed handbills, to be put up in the most public places in each election district, of the times and places as designated by the said commissioners, at which he will attend in said county, for the purpose of receiving such taxes; and the said county treasurer shall not be required to attend at any place to receive taxes, other than those designated by the said commissioners, by virtue of the first section of this act.

Not required to
attend at other
places.

SECTION 3. That the second section of said act, approved April second, one thousand eight hundred and sixty-eight, be and the same is hereby repealed. Repeal.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 735.

I Supplement

To an act, entitled "A further supplement to the act incorporating the West Chester and Philadelphia Railroad Company, authorizing an increase of capital stock and to borrow money," approved April thirteenth, one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the preferred stock authorized by the act to which this is a supplement may be issued from time to time by the board of managers, and be used for making a double track of said road, for additional rolling stock, motive power and equipment, and also for retiring and cancelling all the stock heretofore issued, upon such terms as the said board of managers may deem advisable; the said stock shall be called the consolidated preferred stock of the company, and the holders thereof shall receive dividends up to eight per centum per annum, commencing from July first, one thousand eight hundred and seventy-two, before the holder of any stock thereafter issued, or otherwise authorized, shall receive any dividend; and the holders of said consolidated preferred stock shall receive all arrears of dividends, at the rate of eight per centum per annum, before any dividend is made upon the other stock: *Provided*, Nothing herein contained shall impair or affect the right of said company to issue other stock as authorized by law.

How preferred stock authorized by former act may be used.

What to be called.

Dividends to holders thereof.

SECTION 2. This act shall not go into effect until approved by the holders of a majority of the stock of stockholders, at a general meeting convened according to law. When act to go into effect.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 786.

Supplement

To an act to incorporate the Broad Top Mining Company.

Fifth section of
former act
amended.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the fifth section of the act, entitled "An Act to incorporate the Broad Top Mining Company," approved the second day of June, Anno Domini one thousand eight hundred and seventy-one, shall be and hereby is so altered and amended as to read and to stand henceforth as follows:

Sixth section
amended.

"SECTION 5. The stockholders at their annual meeting, or at some adjourned meeting, shall elect a president and six directors, who shall serve for the ensuing year, and until their successors are elected; and any vacancy in the office of the president or directors shall be filled by the remaining directors or president and directors, as the case may be; and any four of the president and directors, for the time being, shall constitute a quorum, and shall be subject to the by-laws adopted by the stockholders, shall exercise all the corporate powers which the corporation may, at any time, lawfully exercise, including the power of appointing all such officers, agents or employees, as they may deem necessary, and may from time to time, adopt, repeal, alter or amend the by-laws for regulating the business of the company, not inconsistent with those adopted by the stockholders; and it shall be lawful for the president and directors of said company to subscribe for or purchase the lands or stock of any other incorporated company, and to absorb or merge with any railroad, mining, coal or other company, with all the rights, powers and privileges of such other company, (the company thenceforth to have and bear the name of said company, or the name of such other company as they shall then determine, two-thirds, at least, of the stock of such other company being voted upon in favor thereof,) and also for any railroad or mining or other company to subscribe for or purchase the stock, or to purchase or guarantee the bonds of the company hereby incorporated;" also, that the sixth section of the said act shall be and hereby is so altered and amended as to read and to stand henceforth as follows:

"SECTION 6. This corporation shall pay into the treasury of the commonwealth such bonus now required by law on the capital stock hereby authorized, or hereafter created, in four equal annual instalments: Provided, That any bonus moneys which may have been paid by any company so absorbed or merged with as aforesaid shall be credited thereon, and deducted therefrom, and such taxes on dividends as are or may be provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, work-

men and laborers employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three."

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 787.

An Act

Authorizing the school directors of Lower Towamensing township, Carbon county, to levy and collect a bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of Lower Towamensing township, Carbon county, are hereby authorized and empowered to levy and collect a sum of not more than three per centum, in any one year, on the dollar of the assessed valuation of all real and personal estates, offices, trades and occupations, as adjusted for the county tax by the laws of this commonwealth; and furthermore, to levy and collect a per capita tax on all male taxable inhabitants in said township, not exceeding five dollars each in any one year, and to collect the same in the manner as school taxes are by law collected, for the purpose of paying the outstanding bonds and indebtedness, with the interest and expenses due thereon, for bounty purposes for volunteers in the late war.

Authorized to
levy and collect
bounty tax.

SECTION 2. That any surplus which may be remaining in the hands of the treasurer of said funds, after the payment of all bonds, debts and expenses aforesaid, shall be transferred to the school funds of said township, and used for school purposes.

Surplus moneys
to be transferred
to school
funds.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 788.

An Act

To repeal an act, entitled "An Act relating to the sale of unseated lands in Union county," approved June twenty-eighth, one thousand eight hundred and seventy one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act relating to the sale of unseated lands in Union county," approved June twenty-eighth, one thousand eight hundred and seventy-one, be and the same is hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 789.

An Act

To increase the pay of the jurors serving in the mayor's court for the city of Scranton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, each person serving as a juror in the mayor's court for the city of Scranton shall receive the sum of two dollars and twenty-five cents per day in lawful money, for services in said court, and the mileage now provided by law: *Provided,* Any juror may take and receive orders equal in market value to the money aforesaid.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 790.

An Act

Supplementary to an act incorporating the city of Scranton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That any commonwealth action now or hereafter pending in the mayor's court of the city of Scranton may be transferred to the court of quarter sessions of the peace of Luzerne county, where the same shall be proceeded with in like manner as though it had originated therein.

Commonwealth cases may be transferred from mayor's court to quarter sessions of county.

SECTION 2. In order to transfer a case as aforesaid, the defendant and one of the attorneys of said mayor's court shall each make affidavit that the same is not desired for the purpose of delay, but that they verily believe that a fair and impartial trial cannot be had in said mayor's court, whereupon the clerk shall make a copy and certify all the proceedings therein, and transmit the same to the clerk of the courts of Luzerne county, who shall file the same and enter the case of record; which said transcript shall be taken as evidence of all proceedings, entries and papers had in the case, as fully, to all intents and purposes, as the originals: *Provided*, That the party desiring said transfer shall enter into a bond to the commonwealth, with one or more sufficient sureties, in the same sum for which recognizance is for the time being entered, conditioned for appearance to and abide the orders of the next court of quarter sessions of said county; which said bond shall be approved by either the mayor, recorder, or one of the assistant recorders of said mayor's court, and be transmitted with said transcript as aforesaid.

How transfers effected.

SECTION 3. That in any case in which the affidavits and the bond has been made and executed, as aforesaid, and tendered, (together with the officers' fees that have accrued, and costs of transcript,) to the clerk of said mayor's court, the jurisdiction of said court shall thenceforth cease and determine: *Provided*, That no case which has been continued over one or more terms shall be transferred until the district attorney of said court shall have had fifteen days' written notice of such intention.

When jurisdiction of mayor's court to cease.

When district attorney to be notified.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 791.

An Act

To authorize the commissioners of Cumberland county to appropriate money to the Cumberland County Horticultural Society.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Cumberland county be and are hereby authorized to appropriate, from the county funds, the sum of one hundred dollars, annually, to the Cumberland County Horticultural Society.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 792.

An Act

To confirm the title of the Presbyterian church of Mansfield to certain real estate.

WHEREAS, Henry J. Johnson, by deed bearing date April twenty-fourth, Anno Domini one thousand eight hundred and thirty-three, sold and conveyed to Asa Donaldson, and the said Asa Donaldson by assignment of said deed, bearing date July nineteenth, one thousand eight hundred and thirty-nine, sold and conveyed to Amariah Robbins, in trust for the Presbyterian church of Richmond, a tract of land situate in the borough of Mansfield, county of Tioga, and state of Pennsylvania, and described as follows, to wit: Beginning at a post in the east side of the Williamson road, running in an easterly direction, by lands of Hezekiah Gaylard, twenty-six and two-tenths rods to a post; thence in a southerly direction, by lands of J. P. Morris, six rods to a post; thence westerly, twenty-six and two-tenths rods to the Williamson road; thence north, six rods to the place of beginning:

And whereas, The said Amariah Robbins, now dead, did in his life-time make and execute a contract for the sale and conveyance of said land to the Baptist church of Mansfield, and doubts have arisen as to the validity of said contract:

And whereas, The said Presbyterian church of Richmond was an unincorporated body, and the name has been changed and the society has been regularly incorporated as the Presbyterian church of Mansfield:

And whereas, The said Presbyterian church of Mansfield is desirous of perfecting the title to said land as said Baptist church, and of recovering the purchase money due by the terms of the contract made between the said Amariah Robbins and the said Baptist church; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the title to said land is hereby confirmed in the Presbyterian church of Mansfield, and the trustees of said church are authorized to sell and convey the same, by proper deed of conveyance, to the said Baptist church of Mansfield, on the payment to the said trustees, for the use of the said Presbyterian church of Mansfield, the amount of purchase money and interest due on the contract from Amariah Robbins to said Baptist church of Mansfield.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 793.

A Supplement

To an act, entitled "An Act to authorize the Germantown Passenger Railroad Company, and the Green and Coates Streets Passenger Railway Company, jointly, to lay a single track on Fourth and Eighth streets, Philadelphia," approved March twenty-second, Anno Domini one thousand eight hundred and fifty-nine, to authorize the said companies to extend their road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Germantown Passenger Railway Company, and the Green and Costes Street Passenger Railway Company, be and they are hereby authorized jointly, from time to time, to extend their railway track from Dickinson street, south along Fourth street, and south along Eighth street, to the extent to which the said streets or either of them are now, or may hereafter be opened for public use, and the said companies may use any street or streets south of Dickinson street for the purpose of making a circuit; and this act shall have the same effect and be interpreted as if the same had formed part of the act to which it is a supplement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 794.

Supplement

To an act, entitled "An Act to establish and maintain for the city of Philadelphia, a house of correction, employment and reformation, for adults and minors."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section sixteen and seventeen of the act, entitled "An Act to establish and maintain for the city of Philadelphia, a house of correction, employment and reformation, for adults and minors," approved June the second, Anno Domini eighteen hundred and seventy-one, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 795.

A Supplement

To an act to provide for the erection of a house for the employment and support of the poor of the county of Bedford.

WHEREAS, By an act of assembly, passed the thirty-first day of March, Anno Domini one thousand eight hundred and forty-one, entitled "An Act to provide for the erection of a house for the employment and support of the poor of the county of Bedford," power was given to the directors of the poor, &c., under said act, to employ, and at pleasure remove, a steward or stewards, but did not provide for the exercise of such power by legal means, in case of the refusal of the steward or stewards so employed to remove from the premises of said poor house, upon the determination of said directors to remove them, or upon the time being fully ended for which said steward was employed; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the directors of the poor and of the house of employment of Bedford county, shall have power to remove their steward or stewards from the poor house property over which said steward shall have control, and re-possess the same in the manner provided in the act of fourteenth of December, Anno Domini eighteen hundred and sixty-three, relative to landlords and tenants: *Provided,* That said directors shall have given twenty days' notice of the time at which they desire said steward to remove, at the expiration of which time, without any further notice, it shall be lawful for them to commence the proceedings contemplated by this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 796.

An Act

To authorize the burgess and council of the borough of Lebanon to borrow money and issue bonds therefor, not exceeding fifty thousand dollars, to redeem bonds and other evidences of indebtedness of said borough of Lebanon now due and becoming due.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Authorized to
borrow money
and issue bonds.

That the burgess and council of the borough of Lebanon, in the county of Lebanon, be and they are hereby authorized to borrow, in the name and upon the faith, credit and responsibility of the said borough of Lebanon, any sum or any sums of money, not exceeding, in the aggregate, the sum of fifty thousand dollars, and to issue coupons, registered bonds, in the name of said borough of Lebanon, free from taxation, payable in not less than five years nor more than twenty years, redeemable after five years, at the option of the said borough of Lebanon, in sums of not less than one hundred dollars, at a rate of interest not exceeding seven per centum per annum on the dollar, payable semi-annually; the money so borrowed as aforesaid shall be applied and used to pay and redeem the bonds, debts and evidences of indebtedness heretofore construed by the authorities of said borough, exclusive of water bonds and debts.

How borrowed
money to be ap-
plied.

Portion of bor-
ough revenues
to constitute
sinking fund to
pay loan

SECTION 2. That it shall be the duty of the burgess and council of said borough, and they are hereby required, to annually resume and set apart not less than five per centum on the dollar of the net revenues of the said borough, (exclusive of water taxes and rates, or any revenue drawn from the water works of the borough,) which shall constitute a sinking fund for the payment of the loan or loans construed by virtue of the preceding section of this act; and that the council shall, in the first day of January of each and every year, make full and true statement, by publication, of the condition of said sinking fund.

Council to pub-
lish statement
of condition of
fund.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 797.

An Act

To authorize the borough of Blairsville to erect water works and supply the said borough with water.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of introducing into the borough of Blairsville, in the county of Indiana, a sufficient supply of fresh and pure water, the provisions of an act authorizing the borough of Coatesville to erect water works and to supply the said borough with water, approved the thirty-first day of March, one thousand eight hundred and seventy, be and the same are hereby extended to the said borough of Blairsville, excepting, however, the sixth, seventh and eight sections of said act. (certain act extended to.)

SECTION 2. That the corporate authorities of said borough of Blairsville may, at their discretion, contract with any corporation, company or responsible parties, for the erection and maintenance, in whole or in part, of suitable works, machinery, reservoirs, pipes, et cetera, necessary to the full accomplishment of the purposes of this act. Authorities may contract for erection of works.

SECTION 3. That the burgess and town council of said borough of Blairsville are hereby authorized and empowered, for the purpose of carrying into effect the provisions of this act, to borrow in the name, and upon the faith, credit and responsibility of said borough, such sum or sums of money, not exceeding in the whole the sum of sixteen thousand dollars, as they may deem necessary for the aforesaid purpose, and for such other purposes as the said authorities may lawfully direct, and to issue bonds or certificates of indebtedness in the name of said borough of Blairsville, under the corporate seal, attested by the burgess and treasurer or secretary, to the purchaser or purchasers of said loan, in such sums as the said authorities may desire, and bearing such interest, not exceeding seven per centum per annum, redeemable at the pleasure of the borough after five years, and payable after twenty years, or at such times as may be agreed upon, said bonds to be exempt from taxation; and to levy, assess and collect such taxes, from time to time, as may be necessary to pay the interest on such loans and to redeem the principal, at such times and in such manner, as shall be conformable to the terms upon which the same has been taken: *Provided*, That such taxes, together with those authorized by the charter of said borough, shall not in any one year exceed two per centum of the valuation of said borough, as assessed for state and county purposes. Burgess and council may borrow money and issue bonds. Bonds exempt from taxation. May levy taxes to pay interest and redeem principal. Taxation limited.

Authorities
may borrow
money to re-
deem loans, and
levy taxes.

SECTION 4. That the said authorities shall also have power, from time to time, to borrow money in the manner aforesaid, for the purpose of redeeming and paying off any loan or loans contracted by virtue of the preceding section, and shall have all the power for levying, assessing and collecting the taxes necessary for payment of the same, principal and interest, as are given in the preceding section of this act in relation to the original loans.

Subjects of taxa-
tion for borough
and water pur-
poses.

SECTION 5. That all property, offices, professions, occupations and persons, made taxable by the laws of this commonwealth for county rates and levies, shall be taxable after the same manner 'or borough purposes, and for the purposes authorized by this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 798.

An Act

Relating to the appointment of notaries public in Lebanon and Dauphin counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized to appoint a notary public for the county of Lebanon, to reside in the Fifth or Sixth ward in the borough of Lebanon, and also one additional notary public for the county of Dauphin.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 799.

A Further Supplement

To an act incorporating the Lehigh Coal and Navigation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the fourteenth section of an act, entitled "An Act relating to orphans' courts," approved March the twenty-ninth, Anno Domini one thousand eight hundred and thirty-two, be and they are hereby extended to include the bonds of the Lehigh Coal and Navigation Company, secured by the general mortgage of said company, dated June first, one thousand eight hundred and seventy-one.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 800.

An Act

To the act, entitled "An Act to provide for the re-examination and re-settlement of the accounts of certain public officers of the county of York, from and after the first day of January, Anno Domini one thousand eight hundred and sixty," approved March sixth, one thousand eight hundred and seventy-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for the final report of the auditors, appointed under the provisions of said act to which this is a supplement, be and the same is hereby extended to the first day of January, Anno Domini eighteen hundred and seventy-three, and that the number of days to which the per diem pay of auditors was limited by said act be and the same is hereby increased to such number as may be necessarily required by them for a proper discharge of their duties under said act; and for

Time for final report of auditors extended.

Days to which their pay was limited, increased.

each and every day so employed each of said auditors shall receive the per diem designated in the second section of said act, which shall be paid as provided for in said act.

To make report
on fourth Mon-
day of August,
1872.

SECTION 2. That the said auditors shall, on the fourth Monday of August, Anno Domini one thousand eight hundred and seventy-two, make a full report of their action had and progress made to that date, in the re-examination and re-settlement of the accounts as provided for in said act, to the court of common pleas of York county, to be filed in the office of the prothonotary of said county.

Clerk to audi-
tors appointed.

SECTION 3. That George W. Heiges, of the county of York, be and he is hereby appointed clerk to said auditors, and in case of his refusal or inability to serve, or should there be any vacancy in said clerkship from any cause, the president judge of the court of common pleas of said county shall fill said vacancy; said clerk shall be paid the same per diem as is allowed to each one of said auditors under said act for each and every day necessarily engaged in the discharge of his duty, to be paid by the treasurer of said county in the same manner as is provided for the payment of the said auditors in said act to which this is a supplement.

Vacancy.

Compensation.

Auditors to
settle accounts
against officers
for charging
county with
illegal costs in
criminal prose-
cutions.

SECTION 4. That if it shall be discovered, in the course of the examination authorized by the act to which this is a supplement, that any bill or bills of cost, in any criminal prosecution, for the proper costs of which said county was chargeable, in any of the courts of said county, had been taxed by any officer whose duty it was to tax said bills, which bills were illegal, and included charges against said county of York, which said county was not liable to pay, the auditors appointed by said act shall notify such taxing officer or officers of the time when they will hear and examine the same, and shall settle an account with each and every such taxing officer who shall have taxed such bills, and file the said account in the prothonotary's office of said county; and the balance thereon, if any, found against such officer, shall become a lien on the real estate of said officer, with the same right of appeal as is provided for by the fifty-sixth and fifty-seventh sections of the act of April fifteenth, one thousand eight hundred and thirty-four, relating to county auditors.

Balances to be
liens on real es-
tate of officers.

Repeal.

SECTION 5. That any of the provisions of the act to which this is a supplement, inconsistent with or altered by the provisions of this act, be and the same are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 801.

An Act

Extending to Beaver Falls, Beaver county, the provisions of an act, entitled "Supplement to an act to consolidate the city of Philadelphia, passed the second day of February, one thousand eight hundred and fifty-four, and to prevent frauds at elections," approved the first day of May, one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act supplemental to an act to consolidate the city of Philadelphia, passed the second day of February, one thousand eight hundred and fifty-four, and to prevent frauds at elections," approved the first day of May, one thousand eight hundred and sixty-one, excepting section eleventh of said act, be and the same is hereby extended to the borough of Beaver Falls, in the county of Beaver. Act extended to

SECTION 2. That it shall be the duty of the clerk of the court of quarter sessions for the county of Beaver, to appoint the additional election officers provided for by the act aforesaid, to serve until the next election for borough officers in said borough. Clerk of quarter sessions to appoint additional officers.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 802.

An Act

To incorporate the Pennsylvania and Lehigh Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Martin Landenberger, A. C. Harmer, George W. Smith and S. M. Zulick, of Philadelphia, and Charles Weiler, of Ches- Commissioners

Title.	ter county, state of Pennsylvania, are hereby appointed commissioners to open books, receive subscriptions, and organize a company by the name, style and title of the Pennsylvania and Lehigh Railroad Company, with all the powers, and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.
Subject to.	
Capital stock.	
	SECTION 2. The capital stock of the said company shall consist of fifty thousand shares of fifty dollars each: <i>Provided</i> , That said company may, from time to time, by a vote of a majority of the stockholders at a meeting called for that purpose, increase their capital to an amount not exceeding, in the aggregate, one hundred thousand shares.
May borrow money and issue bonds.	SECTION 3. That the said company shall be and is hereby authorized to borrow money, to an amount not exceeding its capital stock, and to issue bonds or certificates of loan therefor, either with or without coupons, bearing interest (free of taxes) at a rate not exceeding seven per centum per annum, and to mortgage its property for the security of said bonds: <i>Provided</i> , That no bonds shall be issued, without the consent of the stockholders, for a less sum than one hundred dollars.
Directors.	SECTION 4. That the affairs of the company shall be managed by a board of seven directors, one of whom shall be president; which directors shall be elected by the stockholders in the manner provided by the act of assembly regulating railroad companies as aforesaid.
Construction of railroad authorized.	SECTION 5. That the said company shall have the right to build and construct a railroad from a point on the Pennsylvania railroad at or near Parksburg, in Chester county, to a point on the Lehigh Valley railroad in Lehigh or Carbon
Length limited.	counties: <i>Provided</i> , That the whole length of the main line, so to be constructed, shall not exceed eighty miles in length, and that branch roads for the use and accommodation of
Franchises.	manufacturers, and the promotion of mining for iron ore, coal and slate, may be constructed; such branch roads not exceeding in length, each, ten miles.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 803.

A Supplement

To an act to confer on certain associations of the citizens of this commonwealth, the powers and immunities of corporations and bodies politic in law, and to confirm charters heretofore granted, approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-nine, so far as relates to the borough of Morrisville, in the county of Bucks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for any association heretofore incorporated, or which may be hereafter incorporated under the act to which this is a supplement, to provide in its constitution or by-laws, that the premium for the preference or priority of loan shall be payable by monthly instalments; and such instalments shall be collectible in the same manner that other charges against stock in such association are now collectible.

Payment of premium for preference of loans, relative to.

SECTION 2. That it shall be lawful for any such association to limit the amount of premium on loans, and to deduct such premium or premiums in advance, and in case two or more persons bid the maximum premium on a loan or loans, the question, who among such bidders shall receive the loan or loans bid for, shall be determined by lot or otherwise, as the by-laws may provide.

May limit amount of premium on loans, &c.

SECTION 3. That it shall be lawful for citizens of the state of New Jersey to hold stock in such associations, but the president, secretary and treasurer, and a majority of the directors shall be citizens of this commonwealth: *Provided,* That the provisions of this act shall only apply to associations situated and having their principal business transacted in the borough of Morrisville, in the county of Bucks.

Citizens of New Jersey may hold stock.

Act restricted.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 804.

A Further Supplement

To an act to incorporate the Philadelphia Trust, Safe Deposit and Insurance Company of the city of Philadelphia, approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, defiling the security to be given by the said company in certain cases.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases where the Philadelphia Trust, Safe Deposit and Insurance Company may, or shall be made or appointed by any person or persons, or body corporate, or corporation, or by any court, assignee in trust for the benefit of creditors or trustee upon any trusts for creditors, or when persons, whereby the provisions of an act of the general assembly of this commonwealth, approved June fourteen, one thousand eight hundred and thirty-six, entitled "An Act relative to assignees for the benefit of creditors and other trustees," or of any other act or provision, or any rule of court or of law, such assignee or trustee is bound or required to enter bond or give security for the faithful performance of the duties of such trust and compliance with the requirements of the law, that in all such cases the said the Philadelphia Trust, Safe Deposit and Insurance Company shall enter its own bond in the amount required by law, or fixed by the court, without any further or other security than the capital stock of the said company, which shall be taken and considered as sufficient security therefor, and shall be absolutely liable in case of default; and the officers and affairs of the company shall be subject to the examination by a suitable person, to be appointed by the court having jurisdiction of such trust or assignment as provided for in the sixth section of the act to which this is a further supplement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 805.

An Act

Exempting the counties of Lancaster, Venango and Berks, from all the provisions of an act, entitled "An Act relating to changes of venue," approved April twenty-eight, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the counties of Lancaster, Venango and Berks, shall be exempt from all of the provisions of an act, entitled "An Act relating to changes of venue," approved April twenty-eighth, Anno Domini one thousand eight hundred and seventy.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 806.

A Supplement

To an act to incorporate a company by the name, style and title of the Waynesburg Turnpike Road Company, with power to construct a road from a point at or near the mouth of Bato's fork of Ten Mile creek, by the way of Waynesburg, to the east end of Morrisville, in Greene county, approved the second day of March, Anno Domini one thousand eight hundred and fifty-nine, and the several supplements thereto.

WHEREAS, By a supplement to the above named act, approved the twenty-third day of April, Anno Domini one thousand eight hundred and sixty-four, the above named company was authorized to extend the said road to the Monongahela river, with the powers and privileges of the aforesaid act, and a supplement thereto, approved the second day of April, Anno Domini one thousand eight hundred and sixty: Preamble.
And whereas, The aforesaid Waynesburg Turnpike Road Company was levied upon by the sheriff of Greene county, in the year one thousand eight hundred and seventy-one, and

sold in said year, with all the franchises, powers and privileges, to certain persons, for the consideration of seven thousand five hundred dollars; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the privileges, powers and franchises heretofore enjoyed by the Waynesburg Turnpike Road Company, be and the same are hereby conferred upon the persons purchasing the said road, and such others as may be associated with them by the name, style and title of the Waynesburg and Rice's Landing Turnpike Road Company.

SECTION 2. That it shall be lawful for the corporation as above named, within one calendar month after the passage of this act, to make a certificate of its organization, and transmit the same to the secretary of the state, to be filed in his office; which certificate so made and filed, shall have the same force and effect in law, as if made and filed within the time prescribed by the several sections of an act, concerning the sale of railroads, canals, turnpikes, bridges and plank roads, approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-one.

SECTION 3. That the aforesaid Waynesburg and Rice's Landing Turnpike Road Company, shall have power to lease or purchase the franchises of the Ruff's Creek Turnpike Road Company, and the Smith Creek and Blacksville Turnpike Company, upon such terms as may be agreed upon by the respective parties, subject to all the provisions of the several acts of assembly, in such cases made and provided.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 807.

A Further Supplement

To an act, entitled "An Act to incorporate the city of Lock Haven," approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Privileges, &c.,
enjoyed by com-
pany, conferred
on purchasers
and their asso-
ciates.

Title.

May make and
transmit certifi-
cate to secretary
of common-
wealth.

May lease or
purchase fran-
chises of certain
companies.

That hereafter the elections for mayor, members of council, treasurer and receiver of taxes, aldermen, constables, assessors, and all other elective offices in and for the city of Lock Haven, shall be held on the last Friday of February, in each year, at the respective places of holding the general election, instead of on the second Tuesday in October, as now required by law: *Provided*, That the term of office of the treasurer and receiver of taxes elected on the second Tuesday in October, Anno Domini one thousand eight hundred and seventy-one, shall expire on the first Monday in April, Anno Domini one thousand eight hundred and seventy-four, and thereafter the term of said office of treasurer and receiver of taxes shall commence on the Tuesday next succeeding the first Monday in April, and continue two years therefrom: *And provided further*, That this act shall not abridge the term or impair the powers of the aldermen of said city heretofore elected, but the terms of office of said aldermen are hereby enlarged and extended so that they shall not expire until thirty days after the next election succeeding the date fixed in their respective commissions for the expiration thereof: *And provided further*, That the term of office of the mayor of said city is hereby extended so that it shall not expire until the first Monday in April, Anno Domini one thousand eight hundred and seventy-three; and the mayor of said city is hereby authorized and empowered to do, exercise and discharge all the duties and powers of his said office, as fully as the same are now vested in and conferred upon him by the said act incorporating the city of Lock Haven, until the said first Monday in April, Anno Domini one thousand eight hundred and seventy-three: *And provided further*, That on and after the expiration of said term of the office of mayor, to wit: On the first Monday of April, Anno Domini one thousand eight hundred and seventy-three, the term of said office shall begin on the Tuesday next succeeding the first Monday in April, and continue two years therefrom: *And provided further*, That such members of council as shall have been elected or appointed to serve as such until the first Monday in November, Anno Domini one thousand eight hundred and seventy-two, are hereby authorized and empowered to discharge the duties of said office until the first Monday in April, Anno Domini one thousand eight hundred and seventy-three; and in like manner such members of council as shall have been elected or appointed to serve as such, for terms expiring after said first Monday in November, Anno Domini one thousand eight hundred and seventy-two, are hereby authorized and empowered to discharge the duties of said office until the first Monday in April next succeeding the limit of the term for which they were elected or appointed, and their respective terms of office are hereby extended accordingly.

When elections for city and other officers to be held.

Term of treasurer and tax receiver, extended.

When term to commence.

Terms of aldermen extended

Term of mayor extended.

When term to begin.

Terms of councilmen extended.

SECTION 2. That in case of the death, resignation or removal from the city of any member or members of council, the remaining members, or a majority of them, shall have power to fill the vacancy thus occasioned by appointment,

Vacancies in council.

said appointee or appointees to continue in said office until the next regular city election.

How taxes to be assessed.

SECTION 3. That in the assessment of all taxes levied and assessed upon the taxable property within the limits of said city, the same shall be levied and assessed upon all property taxable for municipal purposes, equally and equitably, without exception or exemption: *Provided*, That the council of said city is hereby authorized and empowered to make such special rates, and grant such exemptions from taxation upon such lands within the limits of said city, as are exclusively used for farming purposes, and are not intended to be laid out and sold for building lots, as may to said council seem just and right.

Special rates and exemptions

Treasurer and tax receiver may appoint collector, and issue warrant.

SECTION 4. That the treasurer and receiver of taxes shall hereafter have full power and authority to appoint any person resident in said city, collector of taxes, subject to the approval of council, and may issue his warrant to such person to collect the said taxes by distress or otherwise, subject to the provisions and conditions of the twenty-sixth section of the act to which this is a supplement, so far as said section is consistent herewith.

Bonds exempt from local taxation.

SECTION 5. That all bonds heretofore or hereafter issued by the city of Lock Haven shall be exempt from local and municipal taxation.

When elections for school directors to be held.

SECTION 6. That hereafter the elections for school directors in and for the school district of the city of Lock Haven, shall be held on the last Friday in February, in each year, at the respective places for holding the general elections, instead of on the last Tuesday in May, as provided in a supplement to the charter of said city, approved the tenth day of May, Anno Domini one thousand eight hundred and seventy-one.

True intent and meaning of third section of act of 10th May, 1871.

SECTION 7. That the true intent and meaning of the third section of said supplement, approved on the tenth day of May, Anno Domini one thousand eight hundred and seventy-one, is hereby declared to be that the citizens of the late borough of Flemington and that part of Allistown township, now incorporated in the city of Lock Haven, shall not be liable to pay any part of any debt or debts contracted by the school district of Lock Haven, prior to the passage of the third section of said supplement, and the third section shall not be construed to have had any other purpose or effect.

Mayor and aldermen may issue execution on judgments for fines and penalties.

SECTION 8. That the mayor and alderman of said city of Lock Haven shall have power to issue execution on all judgments heretofore or hereafter imposed or adjudged by them respectively, for any fine or penalty incurred by violation of any law or ordinance of said city: *Provided*, Nothing herein contained shall be construed to take away the right of appeal, to writ of *certiorari* or to stay of execution upon entry of special bail, as now allowed by law.

Repeal.

SECTION 9. That all laws or parts of laws inconsistent herewith be and the same is hereby repealed, and the act, entitled "An Act to amend the act incorporating the city of Lock Haven," approved the seventh day of April, Anno Domini

one thousand eight hundred and seventy, be and the same is hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 808.

An Act

To regulate the sale of intoxicating liquors in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all laws and parts of laws now in force, relative to the sale of vinous, spirituous, malt or brewed liquors, or any admixtures thereof, in the county of Allegheny, or any part thereof, be and the same are hereby repealed; and from and after the passage of this act it shall be unlawful to keep or maintain in said county any house, room or place where vinous, spirituous, malt or brewed liquors, or any admixtures thereof, are sold or drank, except as hereinafter provided: *Provided,* That this act shall not be construed to repeal or affect any special law prohibiting the sale of intoxicating liquors, or prohibiting the granting of licenses in any borough or township in Allegheny county. Existing laws repealed.

SECTION 2. The treasurer of said county shall, annually, upon payment to him of the license fees, and the receiving of the bond hereinafter mentioned, grant the license hereinafter specified to citizens of the United States, of temperate habits and good moral character, for the term of one year, to be computed from either the first days of May, August, November or February following the date of the granting thereof: *Provided,* That in no instance shall a license be dated back of the time of its being issued, nor shall any liquors be allowed to be sold under said license, until the year for which the license issues shall have commenced. Sales prohibited, except as hereinafter provided.

SECTION 3. No licenses hereafter issued to any venders of vinous, spirituous, malt or brewed liquors, or any admixtures thereof, either with or without other goods, wares and merchandise, shall authorize sales of said liquors, or any admixtures thereof, in less quantities than one quart, except as here- By and to whom licenses to be granted.

Term of licenses
Not to be dated back, &c.

Liquors not to be sold by dealers in less quantities than one quart.

Theatres, &c.,
not to be li-
censed. ♣

after provided; nor shall any license for said sales, in any quantity, be granted to the keeper or manager of any theatre, circus or other place of amusement, nor shall any house be licensed which has passage communication with any theatre, circus or other place of amusement; and any license granted contrary to this act shall be considered as null and void.

Breweries and
distilleries to be
classified and
licensed.

SECTION 4. Breweries and distilleries, in all parts of the county, shall be returned, classed, assessed and licensed agreeably to the provisions of the act of the tenth of April, Anno Domini one thousand eight hundred and forty-nine, entitled "An Act to create a sinking fund, and to provide for the gradual and certain extinguishment of the debt of the commonwealth."

How venders to
be classified and
rated.

SECTION 5. That every vender of vinous, malt or distilled liquors, either with or without other goods, wares or commodities, except as hereinafter provided, shall be classed and required to give the bond and pay, annually, for and before obtaining their respective licenses, as follows: Those who are esteemed and taken to make and effect annual sales to the amount of three hundred thousand dollars and upwards shall constitute the first class, and pay one thousand dollars; those to the amount of two hundred and fifty thousand dollars and less than three hundred thousand dollars, the second class, and pay nine hundred dollars; those to the amount of two hundred thousand dollars and less than two hundred and fifty thousand dollars, the third class, and pay eight hundred dollars; those to the amount of one hundred and fifty thousand dollars and less than two hundred thousand dollars, the fourth class, and pay seven hundred dollars; those to the amount of one hundred and twenty-five thousand dollars and less than one hundred and fifty thousand dollars, the fifth class, and pay six hundred dollars; those to the amount of one hundred thousand dollars and less than one hundred and twenty-five thousand dollars, the sixth class, and pay five hundred dollars; those to the amount of seventy-five thousand dollars and less than one hundred thousand dollars, the seventh class, and pay four hundred dollars; those to the amount of fifty thousand dollars and less than seventy-five thousand dollars, the eighth class, and pay three hundred dollars; those to the amount of twenty-five thousand dollars and less than fifty thousand dollars, the ninth class, and pay two hundred dollars; and all below twenty-five thousand dollars, one hundred dollars: *Provided*, That any person who may vend or dispose of cider or domestic wines of his own growth, produce or manufacture shall not be required to take out license under this act.

Hotels, inns,
taverns, drink-
ing saloons and
eating houses.

SECTION 6. All applicants for license to keep hotels, inns, taverns, drinking saloons and eating-houses shall be classed and required to give the bond and pay, annually, for and before obtaining their respective licenses, as follows: All hotels, inns, taverns, eating-houses and saloons where vinous, spirituous, malt or brewed liquors are kept for sale and sold, in any of the cities and boroughs, shall be classed "city," and the applicants therefor shall pay three hundred dollars; all hotels, inns, taverns, eating-houses and saloons where vinous, spirituous, malt or brewed liquors are kept for sale and sold, in any

of the townships, shall be classed "country," and the applicants therefor shall pay one hundred dollars; all eating-houses where vinous, malt, brewed liquors and beer are kept for sale and sold, in any of the cities or boroughs, shall be classed as "city," and the applicants therefor shall pay therefor one hundred dollars: *Provided*, That on all sales by any hotel, inn, tavern, saloon or eating-house licensed under the provisions of this act, fifty dollars additional shall be paid for each thousand dollars above three thousand dollars so sold, and the same proportion for any part thereof; and the licensee in each case shall, annually, when applying for his license, make oath as to the amount of his annual sales, before the controller, and the controller shall certify immediately to the treasurer any additional amount to be charged for license, as above provided: *And provided further*, That all country hotels, inns and taverns shall keep a sufficient number of bed-rooms, furnished with bedsteads and proper bedding and clothing, for the exclusive use of travelers, and shall keep good entertainment for man and horse; all eating-houses where vinous, malt and brewed liquors are sold, in the townships, shall be classed "township," and pay fifty dollars.

SECTION 7. The one fourth of all such sums received by the treasurer as aforementioned, for license, to be for the use of the state, to meet the demands on the state treasury, and the other three-fourths for the use of said county, in meeting the expenses incident to the granting of licenses and in building, erecting and completing the Allegheny county work-house, in said county, and for enlarging, improving, maintaining and keeping the same in repair.

How sums received for licenses to be appropriated.

SECTION 8. The applicant for any license aforementioned shall, at the time of receiving a license, annually, give sufficient freehold security to the commonwealth of Pennsylvania, with two sufficient sureties, in the sum of two thousand dollars; which bond shall be in form and condition as follows:

Applicants to give bond.

Form and condition of bond.

Know all men by these presents, that we _____, in the county of Allegheny, Pennsylvania, are held and firmly bound unto the commonwealth of Pennsylvania, in the sum of two thousand dollars, to be paid to the said commonwealth, its certain attorney or assigns, to which payment well and truly to be made, we do bind ourselves, our heirs, executors and administrators, and every of them, jointly and severally, firmly by these presents, and we do hereby empower the district attorney of the county of Allegheny, or any attorney of any court of record within the United States or elsewhere, to appear for us, and after one or more declarations filed, confess judgment or judgments against us in favor of the commonwealth of Pennsylvania, as to any term, for the above penalty, together with costs of suit and with a release of all errors.

Witness our hands and seals the _____ day _____, in the year of our Lord one thousand eight hundred and _____.

The condition of the above obligation is such, that whereas the said _____ is being this day licensed to keep at _____, in the _____, in said county, a _____ for one year, from and including the first day of _____ next. Now

if the above bounden shall well and faithfully observe and fulfil all the duties relating to the business of , according to the true intent and meaning of the acts of the general assembly of the commonwealth of Pennsylvania, and all the laws of this commonwealth relating to said business in said county, without any fraud or evasion, and shall pay all forfeitures or fines and judgment that may be recovered against , under any of the provisions of this act or any supplement thereto, then this obligation to be void, otherwise to be and remain in full force and virtue.

Sealed and delivered in presence of

[SEAL]
[SEAL]
[SEAL]

ALLEGHENY COUNTY, SS:

We do swear that we, the within named bail, are worth two thousand dollars in real estate, over and above all liabilities and exemptions.

Sworn to and subscribed before me this day of , one thousand eight hundred and

To be sworn to,
approved and
filed.

Which bond shall be sworn to or affirmed before the clerk of the court of quarter sessions of said county or any of his deputies, who are required to take the same without fee therefor, and shall be approved of by the said court of quarter sessions, upon such court being satisfied that such bond is in due form, and the sureties thereto worth the penalty thereof, exclusive of all liabilities and exemptions, and then filed with the treasurer of said county; and whenever judgment for any forfeiture or fine shall have been recovered, or conviction had for any violation of the provisions of this act or of any supplement thereto, for the observance of which said bond shall be conditioned, it shall be the duty of the district attorney of the said county to enter up judgment, upon complaint made by any citizen or by any constable that the licensee in said bond has violated any provision of this act, and thereupon the same proceedings shall be had, and with the like effect, and with the same costs as now provided by law in the case of forfeited bonds and recognizances in Allegheny county.

In case of viola-
tion, judgment
to be entered.

County treas-
urer to publish
lists of dealers,
&c.

SECTION 9. The treasurer of said county shall, during the first week in the months of May, August, November or February, in each year hereafter, publish at the expense of said county, in official county newspapers published in the city of Pittsburgh, two alphabetical lists, namely: One list of all the brewers, distillers and wholesale dealers, and one other list of all hotels, inns, taverns, saloons and eating-houses, of the names of all persons to whom licenses have issued and running from the first day of such month, together with the title and location of the premises licensed, amount paid treasurer in each case.

Constables to
return brew-
eries, hotels, &c.

SECTION 10. The constables of the respective wards, boroughs and townships, in said county, shall, in the first week of each term of the court of quarter sessions, make return under oath, of all breweries, distilleries, wholesale dealers, hotels, inns, taverns, drinking saloon, eating-houses, and all

other places where vinous, spirituous, malt or brewed liquors are kept for sale and sold within his bailiwick; and it shall be the especial duty of the judges of said court to see that this return is faithfully made; and on failure of any constable to comply with this provision, or if it be found, upon examination or inquiry by said court, that any constable has either wilfully or negligently omitted to return all such houses in his bailiwick, said court shall thereupon fine such constable in a sum not exceeding five hundred dollars, and imprison him for not exceeding two years in the work-house of said county.

Duty of Judges.

Penalty for neglect to make return.

SECTION 11. No licensee who shall have received a brewers' or distillers' license as aforesaid, shall sell any other liquors than those of their own manufacture, nor those in less quantities than permitted by this act; no wholesale dealer shall sell vinous, spiritous, malt or brewed liquors in less quantities than one quart, and no licensee who shall have received a license to keep a hotel, inn, tavern, drinking saloon or eating-house, shall sell or give away any other liquors than those permitted by this act, and those too only in quantities not greater than one quart.

Sales by licensed venders, relative to.

SECTION 12. No licensee who shall sell liquors by less measure than one quart shall trust or give credit therefor, under penalty of losing and forfeiting such debt; and no action shall be maintained or recovery had in any case for the value of liquors sold in violation of the provisions of this section, and defence may be taken in said cases against such recovery without special plea or notice.

Licensees who sell less than one quart, not to give credit therefor.

SECTION 13. In all actions by a licensee for the sale of any spirituous, vinous, malt or brewed liquors, or any admixtures thereof, it shall be competent for the defendant in every such case to prove that said liquors or admixtures thereof were impure, vitiated or adulterated, and proof thereof being made, shall amount to a good and legal defence to the whole of the plaintiff's claim.

Adulteration, &c., to be defence to suits for sale of liquors.

SECTION 14. No license to vend the liquors aforesaid granted under this or any other law shall be transferable, nor shall it confer the right to sell the same in any other house than is mentioned in the bond and license; nor shall any bar or place where such liquors are sold, by less measure than one quart, be underlet by the person licensed to sell thereat; but if the party licensed shall die, remove or cease to keep such house, his, her or their license may be transferred by proper endorsement thereon, to be approved of by the said county treasurer, upon the transferee filing with the said treasurer the bond required of grantees aforementioned, and paying to the county treasury the sum of five dollars, to cover expense of publication, et cetera; and such transferee's name, house, et cetera, shall be published properly in the next list of licenses granted.

Licensees not to be transferable, &c.

No bar to be underlet.

Proceedings in case of death, removal, &c.

SECTION 15. Manufacturers and producers of cider and domestic wines, and bottlers of cider, ales, porter or beer, not otherwise engaged in the sale of intoxicating liquors, nor in keeping any tavern, drinking-house, oyster-house or cellar, restaurant or place of amusement, entertainment or refreshment, shall be allowed to sell the same by the bottle, or domestic wines and cider by the gallon, without taking out a

Manufacturers and bottlers may sell without license.

license: *Provided*, That such liquors is not drank upon the premises where sold, nor at any place provided by such seller for that purpose.

Druggists and apothecaries may sell without license.

SECTION 16. Compounding druggists and apothecaries, who sell unmix'd alcohol, or compound or sell any admixtures of wine, alcohol, spirituous or brewed liquors in the preparation of medicines, or upon written prescriptions of a regular practicing physician, shall be allowed to sell the same without license; and it shall not be lawful to license any such druggist or apothecary to vend or sell, by the retail, any liquors mentioned in this act; and no druggist or apothecary shall sell or keep for sale, under any name or pretence whatever, any preparation or admixtures as aforesaid that may be used as a beverage, nor permit any such liquors, as a beverage, to be drank at the drug store or shop where sold, traded or given, nor at any place provided by such druggist as a seller, trader or giver, for that purpose: *Provided*, That no unmix'd intoxicating liquors of any kind, spirituous, vinous or malt, shall be sold or furnished to any person but once on any one prescription of a physician.

Not to sell for use as beverage.

To furnish liquor but once on same prescription.

Brewers, &c., not to allow liquors to be drank on premises.

Keepers of tippling houses to be liable as aiders of riots, &c., therein.

SECTION 17. No brewer, distiller or wholesale dealer shall allow any liquors sold by him, her or them to be drank upon the premises where sold.

SECTION 18. Whenever any riot or other breach of the peace shall occur at or within any tippling-house or other place where spirituous, vinous, malt or brewed liquors are sold, without a license being taken out in conformity to the provisions of this act, the proprietor or keeper of such tippling-house or other place where such liquors are so sold shall be deemed and taken to be an aider and abettor in such riot or other breach of the peace, and shall be liable to be prosecuted and punished as such.

Penalty therefor, and for keeping disorderly house.

SECTION 19. Every person convicted under the preceding section of this act, and every person convicted of keeping a disorderly house within the county of Allegheny, shall be subject to a fine not exceeding five hundred dollars, and be imprisoned for a term not exceeding twelve calendar months, at the discretion of the court having jurisdiction of the offender.

County treasurer to perform duties imposed, and furnish licensees with printed bonds.

SECTION 20. The county treasurer of Allegheny county is hereby required to perform all the duties imposed on him by the provisions of this act, and to furnish the licensee with printed bonds, to be filled up by them as required by this act; the blank bonds to be furnished at the expense of said county treasurer, who shall receive therefor a fee of one dollar.

Fee.

Licensees to prevent disorderly conduct on premises.

SECTION 21. Persons licensed as herein provided shall, as far as in their power lies, prevent all disorderly conduct in and about their premises, and, in case of any disturbance of the peace, shall immediately give notice to the nearest sheriff, constable, officer of police, of such disturbance, and call upon said officer to interpose; whereupon it shall be the duty of such officer to remove the disorderly person or persons.

Disorderly persons to be removed.

Sales to apprentices and minors prohibited.

SECTION 22. No person shall knowingly and wilfully sell, give away or dispose of any strong or spirituous liquors, wines, ales, beer or any intoxicating drinks to any apprentice or any person under twenty-one years of age, without con-

sent, given in writing, in case of an apprentice, of his master or mistress, in case of any other minor, of his father, mother or guardian.

SECTION 23. No person thus licensed shall employ or permit any intemperate person in any way to assist in the manufacture or sale of any liquors so manufactured or sold by him. Employment of intemperate persons, prohibited.

SECTION 24. No person shall sell or dispose of, and no licensed person shall suffer any person in his, her or their employment to sell, give or dispose of any strong or spirituous, vinous, malt or brewed liquors, or any admixture thereof, to any habitual drunkard or to any intoxicated person then being under the influence of any such liquors. Sales to habitual drunkards and inebriates, prohibited.

SECTION 25. No person thus licensed shall, against the written request of any wife, husband, parent, child, brother or sister, sell, give away or dispose of any vinous, spirituous, malt or brewed liquors to the husband of any such wife, the wife of any such husband, parent of any such child, child of any such parent, brother of any such sister or sister of any such brother, under penalty of a fine not exceeding one hundred dollars, and imprisonment in the county work-house for a term not exceeding six calendar months, at the discretion of the court having jurisdiction of the offence. Sales to husbands, parents, &c., after notice given, prohibited. Penalty.

SECTION 26. All persons thus licensed shall close or shut up their bar or place of sale at or before the hour of twelve o'clock every night, and on Sundays shall not open them at all, but keep them shut until Monday; this is not designed to prevent the reception and lodging of persons traveling without violation of law. When bars to be closed.

SECTION 27. It shall not be lawful for any person or persons to sell, trade or barter in any vinous, spirituous, malt or brewed liquors or cider on the first day of the week, commonly called Sunday, or for the keeper or keepers of any distillery, brewery, wholesale liquor store, hotel, inn, tavern, saloon, eating-house or other place where liquors are kept for sale and sold, knowingly to allow or permit any such liquor above mentioned to be drank on or within the premises or house occupied or kept by such keeper or keepers, his, her or their agents or servants, on the said first day of the week. Sales on Sunday prohibited.

SECTION 28. Any person who shall be found intoxicated in any street, highway, public house or public place shall be fined, upon the view of or upon proof made before any mayor, alderman or justice of the peace, not exceeding five dollars, to be levied, with the proper costs, upon the goods and chattels of the defendant. Penalty for drunkenness.

SECTION 29. Any person who shall sell vinous, spirituous, malt or brewed liquors to any person, who shall drink the same on the premises where sold, and become thereby intoxicated, shall be deemed guilty of a misdemeanor, and upon conviction of the offence in the court of quarter sessions of said county, shall be sentenced to pay a fine of ten dollars, with the costs of prosecution, and to stand committed until the sentence of the court is complied with, not exceeding thirty days. Penalty for allowing drunkenness on premises.

SECTION 30. It shall be the duty of every constable and police officer to arrest any and every person who shall be found Duties of police officers.

intoxicated in any streets, lanes, alleys, public highways or other public places, and to take him or her before any magistrate of the vicinity; and if such magistrate shall, after due inquiry, deem him or her too much intoxicated to be fully examined or to answer on oath correctly, the magistrate shall cause him or her to be confined until he or she becomes sober.

Penalty for furnishing liquors contrary to act.

SECTION 31. Any giving away or sale made of vinous, spirituous, malt or brewed liquors, or any admixtures thereof, contrary to the provisions of this act shall be taken to be a misdemeanor, and upon conviction of the offence in the court of quarter sessions of said county, the person so offending shall be sentenced to pay a fine of not less than fifty, nor more than two hundred dollars, with the costs of prosecution, and to stand committed until the sentence of the court is complied with, not exceeding thirty days; and upon a second or any subsequent conviction, the party so offending shall, in addition to the payment of a fine as aforesaid, undergo an imprisonment in the county work-house of not less than sixty days, nor more than six months, and if licensed, shall forfeit said license and be incapacitated for receiving any license as aforesaid for the period of one year thereafter.

Penalty on second conviction.

Penalty for marrying a person intoxicated.

SECTION 32. Any judge, justice of the peace or clergyman, who shall perform the marriage ceremony between parties when either of said parties is intoxicated, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished as provided in section thirty-two of this act.

Allowance to prosecutors.

SECTION 33. Any person prosecuting for an offence indictable under this act shall, upon conviction of the offender, receive out of the fine imposed, such reasonable sum for expenses, service and time expended as may be directed by the court, not exceeding ten dollars; such allowance to be exclusive of compensation to such prosecutor as a witness under existing law.

Licenses heretofore and hereafter granted.

SECTION 34. That any license heretofore granted shall not be hereby invalidated, and any license hereafter issued contrary to the provisions of this act shall be void.

Limitation of suits for violation of act.

SECTION 35. No suit shall be instituted for a violation of any of the provisions of this act, after six months from the commission of the offence.

After approval of bonds, applicants to present same to controller.

SECTION 36. After the bonds have been approved by the court of quarter sessions, the applicant is required to present the same to the county controller who shall endorse on the back of them, "registered by controller;" it shall be the duty of the controller to register the name of the applicant of each bond, and the name of the sureties in a book kept for that purpose, also the classification of the same and the amount of license to be paid to the treasurer; the treasurer shall not receive said bond or license unless endorsed by controller.

Duties of controller.

Construction.

SECTION 37. Nothing contained in this act shall be so construed as to interfere with the institution or prosecution of civil or criminal actions for the violations of any of the provisions of existing laws heretofore committed, but the same shall be proceeded with as though this act had not been passed

SECTION 38. This act shall take effect and be in force from ^{When act to} and after May first, Anno Domini one thousand eight hun- ^{take effect.} dred and seventy-two.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thou-
eight hundred and seventy-two.

JNO. W. GEARY.

No. 809.

An Act

To incorporate the American Powder Company

SECTION 1. *Be it enacted by the Senate and House of Represen-
tatives of the Commonwealth of Pennsylvania in General Assem-
bly met, and it is hereby enacted by the authority of the same,*
That David C. Smith, Elias R. Light, Wm. L. Eckert, Cyrus ^{Corporators.}
J. Smith, John W. Bickel and W. R. Smith, and such other
persons as shall be associated with them, and their successors,
be and the same are hereby created into a body politic and
corporate, by the name, style and title of the American Pow-
der Company, by which name and title said corporation shall ^{Title.}
have and enjoy all the privileges, powers, liberties, immuni- ^{Powers and}
ties and franchises usually appertaining to a corporation, to ^{privileges.}
sue and be sued, implead and be impleaded in all the courts
of the commonwealth and elsewhere, adopt a common seal,
and the same to alter and renew at pleasure, to ordain, estab-
lish and put in execution such by-laws, ordinances and regu-
lations as shall appear necessary and convenient for the gov-
ernment of the corporation, not contrary to the constitution
or laws of the United States or of this commonwealth, and
generally to enjoy all the rights and privileges usually ap-
pertaining to corporations, and requisite to the management
of the affairs thereof.

SECTION 2. That the business of said corporation shall be ^{Business.}
the manufacture and sale of all kinds and grades of powder
for mining, blasting and other purposes, and for that purpose ^{Further powers}
shall have all the rights and powers necessary to carry on,
manage and develop its business, and other matters connected
therein and incident thereto, and generally to make, manu-
facture and vend, sell and dispose of all such powder, material

and articles as it may deem proper or necessary in the prosecution of its business; and for such purpose, and in order to procure the water power necessary for the profitable and advantageous management of its business, shall have power to purchase, receive and hold, in fee simple, under lease or otherwise, lands and tenements in the county of Schuylkill, not exceeding one thousand acres, and to purchase, receive and hold all such personal and other property, and erect and construct such buildings, mills, machinery and fixtures as may be necessary or convenient for the prosecution of its business, and to sell and dispose of the same.

Capital stock.

SECTION 3. That the capital stock of said corporation shall be one hundred thousand dollars, divided into shares of twenty-five dollars each, with the power to increase the same from time to time, as it may elect, to an amount not exceeding five hundred thousand dollars; that the subscription to the capital stock may be made payable in money, or in real or personal property appropriate to the business contemplated by this act, at a fair valuation, to be fixed upon by a majority in interest of its stockholders, at the time of such purchase.

Payment of subscriptions.

Directors.

First election.

SECTION 4. That the affairs of said corporation shall be managed and conducted by a board of five directors, one of whom shall be president, who shall be chosen annually by the stockholders; the first election to be held by a majority of the corporators herein named, who shall meet for that purpose on such day, and at such place, within twelve months of the passage of this act, as a majority of them shall appoint, for receiving subscriptions for the stock of said corporation, and electing from among the subscribers five directors, one of whom shall be president, to manage the affairs of the said corporation; said president and directors to remain in office until the next annual election shall take place; and when said first election is made, this act shall go into full effect; that subsequent elections shall be held annually, and at such time and place as the board of directors shall determine, of which such notice shall be given as the by-laws may prescribe; all elections shall be held by ballot, and every share of stock subscribed, and the required instalments paid in, shall entitle the holder to one vote in person or by proxy: *Provided*, That in case of failure to hold an election under this act, the former president and directors shall continue in office until their successors be duly elected; and in case of the death or resignation of the president or any directors, the remaining directors may elect a person instead, until the next annual election; the board of directors shall have power to appoint a treasurer and secretary and such other officers and agents as they shall deem necessary, and exercise all the rights, powers and privileges which are intended to be hereby conferred.

Subsequent elections.

Mode of conducting elections and votes

Failure to hold election.

Vacancies.

Officers and agents.

Limitation.

SECTION 5. That this charter shall continue in force for a period of twenty years, and that at any time after one thousand or more shares are subscribed, and ten per centum or more thereof paid in, and a statement of the names of the subscribers, and the amount subscribed by each, be given to the governor, to be filed in the office of the secretary of the

commonwealth, the governor shall issue letters patent to the Letters patent.
said corporation.

WIALLM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 810.

An Act

Authorizing the school directors of the borough of Baden, in the county of Beaver, to levy and collect additional tax during the present year.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the Baden borough school district, in the county of Beaver, in addition to the tax now laid according to law, shall have power to levy and collect an extra tax for school and building purposes, during the present school year, not exceeding ten (10) mills on the dollar of the last adjusted assessed valuation; and also an occupation tax of not more than two (2) dollars in addition to the amount now authorized by law on each and every poll.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 811.

An Act

To authorize and empower the school directors of the township of Salem, in the county of Wayne, to use all moneys collected for building purposes for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all moneys heretofore collected for building purposes in the township of Salem, in the county of Wayne, the school directors of said township are hereby authorized to expend the same for school purposes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 812.

An Act

To vacate Paul street, in the Twenty-fourth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Paul street, as the same is laid down on the plan of the Seventh division of the survey and regulation of the late district of West Philadelphia, from Haverford street to Story street, in the Twenty-fourth ward of the city of Philadelphia, be and the same is hereby vacated, and that the title to the soil over which the same passes be and the same is hereby vested in fee simple in the owners of the ground adjoining and fronting upon said Paul street to the middle line thereof respectively, so far as their respective lots adjoin or front upon the said street.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 813.

An Act

To repeal certain supplements to an act approved March third, Anno Domini one thousand eight hundred and seventy, entitled "An Act relating to roads in Darlington township, in the county of Beaver," so far as relates to Big Beaver township, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified voters of the township of Big Beaver are hereby authorized to vote on the second Tuesday of October, one thousand eight hundred and seventy-two, on the question of the repeal of the act of assembly, entitled "A supplement to an act relative to roads in Darlington township, in the county of Beaver," approved the thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

Electors may
vote on ques-
tion of repeal
of act.

SECTION 2. The tickets shall be labelled "for repeal of road law," and "against repeal of road law;" and the election officers shall make out a separate return of the vote, and file the same in the office of the clerk of the court of quarter sessions of the county of Beaver.

How tickets to
be labelled.
Return.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 814.

A Supplement

To an act to incorporate the Fort Hunter Road Commission, approved March fifteenth, one thousand eight hundred and seventy-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Fort Hunter Road Commissioners, incorporated by act approved March fifteenth, one thousand eight hundred and seventy-two, to issue bonds to an amount not exceeding the sum of fifteen thousand dollars, running not exceeding thirty years, on such terms and at such

rate of interest, not exceeding eight per cent., as the said board may determine, and shall apply the proceeds of said bonds to the making of a turnpike or M'Adam road; and the tax now authorized to be levied shall be pledged in said bonds for the payment of the interest thereon until due, and the creation of a sinking fund to pay the same at maturity, except so much of said tax as may be required to keep the roadway in repair.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 815.

An Act

Appointing commissioners to view and lay out a public road in the counties of Centre and Clinton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same;* That O. P. M'Dowell and Benj. F. Liggett, of the county of Centre, and John Rishel, of the county of Clinton, are hereby appointed commissioners to view and lay out a public road from Eagleville, in the county of Centre, to a point near Henry Zeigler's, in Porter township, in the county of Clinton, and make a report of the proceedings within six months from the passage of this act to the courts of quarter sessions of the counties of Centre and Clinton: *Provided*, That the grade of said road shall not exceed five degrees.

SECTION 2. The powers and duties of said commissioners shall be the same as those now conferred by law upon viewers appointed by the courts to view and lay out public roads.

SECTION 3. When the report of said commissioners shall have been confirmed absolutely by each of said courts, orders to open said road shall issue from such court to the supervisors of the townships in each county through which the said road shall pass, in the same manner and to the same effect as is now provided by law in case of the opening of new roads wholly within either county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

Commissioners appointed.

To lay out road.

Report.

Grade.

Powers and duties.

Upon confirmation of report, orders to open road to issue.

No. 816.

An Act

Authorizing the commissioners of Delaware county to provide and furnish a convenient room or rooms as an office for the county superintendent of common school of said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Delaware county are hereby authorized and required to provide a convenient room or rooms in the court house or elsewhere, in the borough of Media, in said county, and furnish the same in a suitable manner, with all the necessary fixtures appertaining thereto, for the comfort, use and accommodation of the county superintendent of the common schools of said county, and pay the expenses attending the same out of the funds of the said county, as other county expenses are paid.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 817.

A Supplement

To an act, entitled "An Act relating to the lien of mechanics and others upon buildings," approved the eleventh day of June, Anno Domini one thousand eight hundred and thirty-six, (1836.)

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That when any building or buildings shall be erected, in whole or in part, by contract in writing, such building or buildings, and the land or lands whereon it or they stand, shall be liable to the contractor alone for work done or materials furnished in pursuance of such contract: *Provided,* Such contract be

acknowledged before a proper officer of this commonwealth, authorized by the laws thereof to take acknowledgments of deeds, and duly recorded in the office for recording deeds, within fifteen days after the execution thereof: *And provided further*, That the provisions of this act shall be confined to the city and county of Philadelphia: *And provided further*, That this act shall take effect and be in full force sixty days after it becomes a law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 818.

An Act

To prevent the growing of white daisies in the township of Hayfield, and the townships of Brokenstraw and Pittsfield, in the counties of Crawford and Warren.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the provisions of an act, approved April ninth, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act to prevent the growing of white daisies in the townships of Conneaut, Summit and Pine, in the county of Crawford," be and the same are hereby applied to the township of Hayfield, in the county of Crawford, and the townships of Brokenstraw and Pittsfield, in the county of Warren.

WILLIAM ELLIOTT,

Speaker of the House of Representatives

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY.

No. 819.

A Supplement

To an act to incorporate the city of Chester, in the county of Delaware, approved February fourteenth, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same;* That the council of the city of Chester, in the county of Delaware, shall have power and authority to charge and collect from each and every the owners of property on each side of any and every street, lane or alley in which a sewer or drain is laid down and constructed by authority of an ordinance or resolution of said council, the sum of one dollar per lineal foot for each foot of property fronting said sewer or drain, without regard to the actual *pro rata* cost per lineal foot for the construction of such sewer or drain.

Council may charge property owners \$1 per lineal foot for construction of sewers.

SECTION 2. That in addition to the powers now by law possessed by the mayor and council of the said city, the said mayor and council shall have power to issue city bonds to provide means to pay for the grading of any street, lane or alley directed, by ordinance or resolution, to be paved under the provisions of an act supplementary to an act to incorporate the city of Chester, approved the tenth day of March, Anno Domini one thousand eight hundred and seventy-one: *Provided*, That the issue of bonds authorized by this section shall be limited to such an amount as shall cover the expenses of said grading.

Mayor and council may issue bonds to pay for grading.

SECTION 3. That the mayor and council of the said city shall, in addition to the powers heretofore granted, have authority to borrow, upon the faith and credit of the said city, any sum or sums of money not exceeding twenty-five thousand dollars, and to issue therefor bonds or other evidence of indebtedness of the said city.

May borrow money and issue bonds.

SECTION 4. That so much of section first of an act supplementary to an act incorporating the city of Chester, approved April third, Anno Domini one thousand eight hundred and sixty-seven, as conferred upon the judges of the court of common pleas of Delaware county the authority and duty to appoint a suitable person to be inspector of buildings in the city of Chester is hereby repealed, and the power to appoint such person is hereby transferred to and conferred upon the council of the said city; and the term of office of said inspectors of buildings shall be hereafter one year, or until his successor is duly appointed and qualified: *And provided*, That the security required of the said inspector of buildings, by the act aforesaid, shall be approved by the said council instead of the said court as heretofore: *And provided further*, That the accounts of the said inspector and his deputies re-

Power to appoint inspector of buildings transferred to council.

Term of office of inspector.

Security to be approved by council.

Accounts to be made to council.

quired by section twenty-four of said act shall hereafter be made to the said council, annually, on the first Monday of February.

Office of town clerk abolished.

By whom duties to be performed

Alteration of lines of Morton avenue, relative to.

SECTION 5. That the office of town clerk of said city be and the same is hereby abolished; and the duties heretofore devolving upon and performed by said officer shall be performed by the chief of police of said city, who shall receive therefor, such fees as are or shall be fixed by the ordinances and resolutions of the council of said city.

SECTION 6. That the mayor and council of the said city shall, in their discretion, have power by ordinance to alter and change the lines of Morton avenue, between Tenth street and Hyatt street, in said city, and if such change is made, the same shall be noted upon the plot of the city, and a record thereof duly certified by the mayor and president and clerk of council, attested by the seal of the city, shall be deposited with the clerk of the court of quarter sessions of Delaware county, to be filed with the plot of said city now on file in that office, and when such change or alteration shall be made and the record thereof duly noted, certified and deposited as aforesaid, the said street or avenue shall be ordained and established between the lines so altered or changed, as fully and to all intents and purposes, as if it had been originally surveyed and laid out on the plot of the said city between the said lines.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 820.

A Supplement

To an act, entitled "An Act to erect the town of Sunbury, in the county of Northumberland, into a borough," approved the twenty-fourth day of March, Anno Domini one thousand seven hundred and ninety-seven, authorizing the said borough of Sunbury to make regulations respecting markets, and market days, and weights and measures therein.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the burgesses, assistant burgesses

and common councilmen of the borough of Sunbury, in the county of Northumberland, in common council assembled, to make all needful regulations respecting markets and market days, the hawking and peddling of market produce and other articles in the said borough, and for the inspection and measurement or weight of cord-wood, hay, coal and other articles, sold or offered for sale in said borough, and to regulate the scales, weights and measures within the said borough, according to the standard of the commonwealth.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 321.

An Act

To determine the boundary line between the counties of Elk and Forest.

WHEREAS, Two district lines have, at different times, been run and marked upon the ground as the boundary line between the counties of Elk and Forest, giving rise to much trouble in the assessment and collection of taxes on lands along said lines, both to the owners thereof and to the officers of the said counties; now, therefore, in order to quiet titles and to prevent further trouble:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That of the two lines heretofore run and marked upon the ground as the boundary line between the counties of Elk and Forest, the line run and marked by E. P. Goff, being the more westerly line of the two, shall be deemed, taken and considered to be the true and legal boundary between said counties.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 822.

An Act

To allow the voters of the Twentieth ward of the city of Philadelphia to vote for or against the issuing of licenses for the sale of intoxicating liquors within the said ward.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Question of
granting liquor
licenses to be
submitted to
vote of electors.

That at the next annual municipal election in the Twentieth ward of the city of Philadelphia, and at the annual election every third year thereafter, it shall be the duty of the inspectors and judges of election in said ward to receive tickets, either written or printed, from the legal voters of said ward, labelled on the outside "license," and on the inside "for license" or "against license," and to deposit said tickets in a box provided for that purpose by said inspectors and judges, as is required by law in case of other tickets received at said election; and the tickets so received shall be counted, and a return of the same made to the clerk of the court of quarter sessions of the city and county of Philadelphia, duly certified by the return judges of said ward; which certificate shall be filed with the other records of said court.

Tickets to be
counted, and re-
turn made to
clerk of quarter
session.

Duty of con-
stables.

SECTION 2. It shall be the duty of the constables of the said ward to give due public notice, by printed handbills, throughout the ward of such special elections above provided for, thirty days previous to the time of holding the next annual election, at which time the question of license or no license will be submitted to the voters of said ward; also thirty days' notice for the annual municipal election every third year thereafter.

How officers to
be governed in
receiving, &c.,
of votes.

SECTION 3. That in receiving and counting, and in making returns of the votes cast, the inspectors, judges and clerks of said election shall be governed by the laws of this commonwealth regulating general elections; and all penalties of said election laws are hereby extended to and shall apply to the voters, inspectors, judges and clerks acting at and in attending upon the elections held under the provisions of this act.

If majority of
votes be against
licenses, none
to be granted.

SECTION 4. Whenever, by the returns of election in the Twentieth ward of the city of Philadelphia, it shall appear that there is a majority against license, it shall not be lawful for any license to issue for the sale of spirituous, vinous, malt or other intoxicating liquors in said ward at any time thereafter, until, at an election as above provided, a majority of the voters of said ward shall vote in favor of a license.

Penalty for sell-
ing without
license.

SECTION 5. Any person who shall hereafter be convicted of selling or offering for sale, in the Twentieth ward of the city of Philadelphia, any intoxicating liquors, spirituous, vinous, malt or other intoxicating liquors, without a license, shall be sentenced to pay a fine of fifty dollars, and confinement in the

house of correction or county jail for the period of six months, for the first offence, and for the second and each subsequent offence a fine of one hundred dollars, and confinement in the house of correction or county jail for the period of one year.

SECTION 6. That all acts and parts of acts not consistent with the provisions of this act, be and the same are hereby repealed, so far as the said acts or parts of acts apply to the Twentieth ward of the city of Philadelphia. Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 823.

A Supplement

To an act authorizing the construction of West End avenue in the county of Allegheny, approved the fifth day of July, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in assessing benefits upon property under the act to which this act is a supplement, the assessors named therein shall not be confined to the limit of one mile from the said avenue, and they shall include in their assessment of benefits provided for in said act, all lands which, in their opinion, will be benefited by the construction of said avenue, and cause the same to be added to the draft to be filed with their assessments.

Assessment of benefits, relative to.

SECTION 2. That the commissioners named in said act may at any time after the commencement of the work, preparatory to constructing said avenue, issue the bonds authorized by said act: *Provided,* That they shall not issue during the progress of the work, bonds for more than seventy-five per centum of the entire cost of said avenue.

When commissioners may issue bonds.

Providso.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 824.

An Act

Extending the act relative to committing magistrates of Lebanon, Dauphin, Adams and Franklin counties, approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-nine, to the counties of Bedford and Fulton.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,
 Act extended to. That from and after the passage of this act, the act of assembly, entitled "An Act relative to committing magistrates of Lebanon, Dauphin, Adams and Franklin counties, approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby extended to the counties of Bedford and Fulton.

Repealed. *SECTION 2.* That all or any acts of assembly now in force in Bedford and Fulton counties conflicting herewith, either in whole or in part, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 825.

An Act

Supplementary to an act incorporating the Allegheny County Agricultural Society, approved the twenty-third day of April, Anno Domini one thousand eight hundred and fifty-two.

Preamble.

WHEREAS, James Kelly, Moses Chess, John Young, Jr., John E. Parke, W. W. Patrick, John F. Jennings, John M. Kelvey, George M. Reed, Wm. H. Guy, Wm. A. Herriott, F. M. Gordon, Albert Bennet, James Rees, James Littell, James Verner, John Mathews, Jacob Boobyer, Frank Ardary, John Campbell, Albert Miller, Wm. A. Reed, J. S. Bonnett, John W. Duncan, Alex. Speer, R. B. Phillips, Wm. A. Herron, Archibald M'Morrey, Charles H. Armstrong, Robert Dickson, have

associated themselves for the promotion of agriculture, horticulture and the mechanical arts; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said parties, and such other persons as may hereafter be associated with them, are hereby made and declared a body politic and corporate, by the name and style of the Allegheny County Agricultural and Mechanical Society, and by that name to have perpetual succession, and in law capable to sue and be sued, complain and defend in all courts of record and elsewhere, to make and use a common seal, to alter the same at pleasure, to hold in fee simple or otherwise, and to purchase and convey such real estate in the county of Allegheny, and to acquire and dispose of such goods and chattels as may be necessary for carrying out the object of the society: *Provided,* That the annual net income of the real estate, goods and chattels so held by said society shall not exceed the sum of twenty-five thousand (\$25,000) dollars.

Incorporation.

Name.

Powers and privileges.

Income limited.

SECTION 2. The capital stock of said society shall consist (10,000) ten thousand shares, of the par value (\$10) ten dollars each, for which certificates shall be issued, signed by the president and countersigned by the secretary, and sealed with the seal of the corporation.

Capital stock.

Certificates.

SECTION 3. The corporate officers of said society shall consist of a president, vice president, recording secretary, corresponding secretary, treasurer, librarian and a board of (9) nine managers, who shall be elected, annually, on the first Wednesday after the first day of January, in the manner and perform the duties prescribed by the by-laws: *Provided,* That when (5,000) five thousand shares of stock shall have been subscribed and (10) ten per cent. paid in, the incorporators hereinbefore named, or a majority of them, may organize by the election of the corporate officers, who shall serve until the next annual election, or until their successors shall be elected.

Officers.

Election.

Organization.

SECTION 4. The board of managers of said society shall have power and authority to enact and enforce such by-laws and ordinances as may be deemed necessary, not repugnant to the constitution and laws of the United States, to the commonwealth of Pennsylvania, and the provisions of this act, and to repeal or annul the same; they shall also have power and authority to establish and maintain a sufficient police force for the observance of good order during the exhibition of said society, and the police force so established shall have the same powers as conferred on the police forces of the cities of Pittsburgh and Allegheny.

By-laws and ordinances.

May maintain police force.

SECTION 5. That the officers shall, at the annual meeting, make a report of their transactions, when, if it appears that a balance remains in the hands of the treasurer after the payment of premiums and expenses, they shall have power and authority to declare a dividend to and among the stockholders of so much thereof as they may deem proper.

Officers to make annual report.

Dividends.

SECTION 6. That said board of managers shall have power and authority to alter or change the location of any public

Managers may change location of roads.

Proviso.

Proviso.

Certain act
made part
hereof.

road or highway which may pass through or over their land leased or purchased by them: *Provided*, That they make and construct, for the use of the public, as good and convenient a road, in every respect, as the road so altered or changed: *Provided further*, That no such road shall be obstructed or interfered with, until the said road shall have been examined by three(3) disinterested viewers, to be appointed by the court of quarter sessions of said county, who shall make report thereof; and such report being approved by the court, the costs and expenses shall be paid by said society.

SECTION 7. That the provisions of the act, entitled "An Act for the better regulation of the Mercer County, Shenango Valley, Montour County and Allegheny County Agricultural Societies," approved the twentieth day of March, Anno Domini one thousand eight hundred and fifty-nine, be and the same is made a part of this act, except the proviso in said act together with all acts and supplements of acts conflicting herewith are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 826.

An Act

Providing for the protection of sheep and the taxing of dogs in the township of Wyalusing, Bradford county.

Assessor to
make return of
dogs.

Tax to be levied
and collected.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the assessor of the township of Wyalusing, in the county of Bradford, to make annually an accurate return and assessment of all dogs upwards of four months old, owned or possessed by any person or persons within the said township, particularly noting the number owned or possessed by each person, and kept about any one house; and the town commissioners of said township shall, at the same time they make their duplicates for town taxes, levy and collect, or cause to be collected, annually, from any person or persons owning, possessing or having about their premises one or more dog or dogs, one dollar for each and every dog

so kept or owned, for which the said collectors of town taxes shall be allowed five per centum per annum, out of the money so collected and paid to the treasurer of said township, whose duty it is hereby made to receive and disburse the same as hereinafter provided, for which service the said treasurer shall receive three per cent. out of the amount received and disbursed by him; and it shall be the duty of the said treasurer to keep separate accounts of the money arising from the tax on dogs, and the said money shall be and is hereby appropriated as a fund for remunerating the inhabitants of said township for any loss they may sustain, after the passage of this act, by sheep having been destroyed by dog or dogs.

To form fund to compensate for loss of sheep destroyed by dogs.

SECTION 2. That when any inhabitant of the township aforesaid shall have any sheep destroyed by dog or dogs, he or she may apply to the auditors of the township, who are hereby appointed as appraisers of damages done by dogs in their township, and they or any two of them, are hereby required to view and ascertain the amount of damages sustained by the owner of such sheep destroyed as aforesaid; and when they shall have ascertained the legality of the claims and damages so sustained, they or any two of them shall certify the same under their hands and seals, and draw their warrant on the said treasurer for the amount so certified, to be paid out of the fund arising from the tax on dogs; and if it shall appear to the said auditors, that the owner aforesaid did not make a true return to the proper assessor of the said dog or dogs, the said owner shall not receive any part of the said damages, but shall be liable to the appraisers fees per diem; and if there shall not be sufficient money in the treasury belonging to the said fund, then the said warrant shall be kept by the person in whose favor it shall be drawn, and be paid out of the first money that shall come into the treasury belonging to said fund.

Inhabitants suffering losses may apply to township auditors. Auditors to appraise damages.

Payment of damages.

When right to compensation forfeited, and owners liable for appraiser's fee.

SECTION 3. The said commissioners shall have the like authority and power to collect the dog tax in their township, that they have for the collection of township taxes; and the auditors shall receive like compensation for the performance of their duties under this act, as they receive for other services, to be paid out of said fund; and it shall also be the duty of said auditors to annually settle the account of the said treasurer with said fund.

Power of road commissioners to collect tax.

Compensation of auditors.

Settlement of accounts.

SECTION 4. That should such fund accumulate in said treasury, to an amount beyond what the auditors may think necessary to carry out the provisions of this act as hereinbefore provided for, they shall have power, and are hereby required every three years to set apart such surplus for common school purposes in said township, and pay the same to the school treasurer of said school district; and the same shall be paid out and settled for as all other moneys of the general school fund are paid out, accounted and settled for.

Surplus funds to be appropriated to school purposes.

SECTION 5. Any person refusing or neglecting to make a faithful return of all dogs in their possession shall forfeit and pay a fine of five dollars, (\$5,) the one-half to the informer and the other half to go to the town treasury aforesaid; and it shall be lawful for any person or persons to shoot or kill

Penalty for not returning dogs.

Dogs found worrying sheep may be killed. any dog or dogs found or known to be chasing or worrying sheep, or accustomed so to do within this township, without liability on the part of such person or persons to pay any damages therefor.

WILLIAM ELLIOTT.

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 827.

An Act

To incorporate the Intelligencer Publishing Company of Philadelphia.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Title.	That George C. Helmbold, George Powell, John H. Tingley, and their associates, are hereby constituted a body politic, under the name, style and title of the Intelligencer Publishing Company of Philadelphia, with a capital of fifty thousand dollars, to be divided into five hundred shares of the value of one hundred dollars each, with the privilege to increase the same, by a vote of the stockholders, at an annual or special meeting, to two hundred and fifty thousand dollars, and with authority to have and use a common seal, the same to change at pleasure; and by the style and title aforesaid, shall be capable in law to sue and be sued, and the said association may make all needful rules, regulations and by laws for the management of the business of the corporation, and upon filing a duly proved certificate of the president and directors of said company in the office of the secretary of the commonwealth, may change the name of said corporation; the affairs of the company shall be managed by a board of five directors, who shall choose one of their number president, and another secretary and treasurer; and said directors shall be elected annually, at meetings of the stockholders called for the purpose, and at such election each share of stock shall entitle the holder thereof to one vote, which may be cast either in person or by proxy.
Capital.	
Privileges.	
May change name.	
Officers.	
Election.	
Votes.	
Business.	SECTION 2. The business of said association shall be confined to printing and publishing in all its branches, and the management of such real estate as they may purchase for the

use of the said association; and the said association shall have power to issue bonds for the completion of improvements, at a rate of interest not exceeding seven per centum per annum, not exceeding, in amount of principal, the amount of capital stock of said company, and secure the same by mortgage on the real and personal property and franchises of the corporation: *Provided*, That said bonds shall not be issued for a less sum than one hundred dollars each, and shall be redeemable within twenty years. May issue bonds

SECTION 3. No certificate of stock shall be issued by said association, until the full amount of the par value of the same shall be paid in cash, or in real estate or personal property; and the directors shall declare dividends annually, or semi-annually, as the profits of the corporation shall warrant. When certificates of stock may be issued. Dividends.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 828.

An Act

To increase the compensation of auditors in Damascus township, Wayne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the compensation of auditors in the township of Damascus, Wayne county, shall be two dollars and fifty cents per day for every day necessarily employed in the discharge of the duties of their office.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY,

No. 829.

A Supplement

To an act, entitled "An Act defining the line of Spruce street, between Eighth and Ninth streets, in the city of Philadelphia, approved May tenth, eighteen hundred and seventy-one.

Preamble.

WHEREAS, By an act of assembly of this commonwealth, approved May tenth, one thousand eight hundred and seventy-one, it is provided that the south line of Spruce street, between Eighth and Ninth streets, in city of Philadelphia, shall be at the distance of four hundred and sixty feet and three inches (460 ft. 3 in.) from the south line of Locust street:

And whereas, Certain fine old buttonwood trees, which the managers of the Pennsylvania Hospital and other citizens are desirous to preserve, are now standing between this new line so established as aforesaid and the old line of the street; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Contributors to Pennsylvania hospital may erect railing north of new line.

That the contributors to the Pennsylvania Hospital, in their new structures to replace the walls now standing on the aforesaid old line, may, in order to preserve the aforesaid trees, place iron railing at the distance of four feet, or thereabouts, northward of the line established by the act of May tenth, one thousand eight hundred and seventy-one; but any new walls of brick or stone to be erected shall be on the new line, as established by that act: *Provided always, nevertheless,* That the said contributors to the Pennsylvania Hospital shall, on or before the first day of November, one thousand eight hundred and seventy-two, have completed the erection of their new walls and railing, and the Historical Society of Pennsylvania its new front wall, in accordance with the provisions of the said act of May tenth, one thousand eight hundred and seventy-one, and of this supplementary act: *And provided further,* That the said contributors to the Pennsylvania Hospital and the Historical Society of Pennsylvania shall not be deprived of any of their property without just compensation being made therefor.

Proviso.

Proviso.

Proceedings on failure to comply with this and former act.

SECTION 2. If the contributors to the Pennsylvania Hospital and the Historical Society of Pennsylvania shall fail or neglect to comply with the provisions of this act, and the act to which this is a supplement, by setting back the hospital wall and the walls of the building of the said historical society, then and in that case, immediately after the first day of November, one thousand eight hundred and seventy-two, the chief commissioner of highways of the city of Philadelphia shall forthwith proceed finally to widen said Spruce street, agreeably to the provisions of the act to which this is a supplement; and the

city solicitor of the city of Philadelphia is hereby authorized and empowered to petition the court of quarter sessions of the county of Philadelphia for the appointment of a jury to assess the damages caused by the widening of said Spruce street, under existing laws for the assessment of damages for the opening and widening of streets in the city of Philadelphia.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 830.

An Act

Extending the provisions of an act to protect the elections of voluntary political associations, to regulate primary elections and punish frauds therein, within the limits of the county of Crawford, to the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, approved the sixth day of February, Anno Domini one thousand eight hundred and seventy-two, entitled "An Act to protect the elections of voluntary associations, to regulate primary elections and punish frauds therein, within the limits of the county of Crawford," be and the same are hereby extended to the county of Erie.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 831.

An Act

To change the time of holding courts in Clarion county.

When terms to
commence.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the regular terms of the several courts of the county of Clarion shall commence on the fourth Mondays of January, April, August and November, and continue two weeks, if necessary.

When act to
take effect.

SECTION 2. This act to take effect from and after the first Monday of May, Anno Domini one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 832.

An Act

For the appointment of an additional notary public for the county of Wyoming, to be located at Tunkhannock.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the governor is hereby authorized to appoint an additional notary public for the county of Wyoming, to be located in the borough of Tunkhannock.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 833.

An Act

For the prosecution of disorderly persons in the borough of Masontown,
in the county of Fayette.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
That from and after the passage of this act it shall not be lawful for any person or persons to ride or drive, or hitch a horse or horses, upon any of the side-walks in the town of Masontown, in the county of Fayette; and any person or persons so offending shall, upon due conviction thereof before the burgess or any justice of the peace of said borough, pay a fine of not less than two nor more than ten dollars for each offence, and in default of the payment of said fine or fines, be committed to the jail of said county for not less than three nor more than twenty days.

Driving, &c., of
horses on side-
walks, prohib-
ited.

Penalty.

SECTION 2. Out of all fines so collected the costs of the magistrates and constables shall be taken, and the remainder, if any, shall be paid into the hands of the treasurer of the school board, for the benefit of the school district thereof.

Appropriation
of fines.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 834.

An Act

To enable the burgess and town council of the borough of Connells-
ville, in Fayette county, to levy and collect a tax for borough pur-
poses.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
That the burgess and town council of the borough of Con-

nellsville, in the county of Fayette, are hereby authorized and empowered to levy and collect for the year one thousand eight hundred and seventy-two, and annually thereafter, for borough purposes, any tax not exceeding ten (10) mills on the dollar on the valuation as assessed for county purposes, as now is or may be provided by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 835.

An Act

Relative to birds.

Killing rail
birds out of sea-
son, prohibited.

Penalty.

Convictions.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no person shall kill, or have unlawfully in his or her possession, or expose for sale, in the counties of Philadelphia and Delaware, any rail bird, between the first day of March and the fifteenth day of August, under a penalty of five dollars for each and every bird so killed or unlawfully had in possession or expose for sale.

SECTION 2. Any person offending against the provisions of this act, and being thereof convicted before any alderman or justice of the peace aforesaid, whose decision shall be final, either by confession of the party so offending or by the oath or affirmation of one or more witnesses, shall, for each and every offence, forfeit the sums attached to the same, one-half to the informer and one-half to the use of county; which forfeiture shall be levied by distress and sale of the offenders goods and chattels, and for want of such distress, if the offender shall refuse to pay the said forfeiture, he shall be committed to the jail of the county for the space of ten days without bail or mainprize.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 836.

An Act

Relative to game birds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no person shall kill or have unlawfully in his or her possession, or expose for sale, in the counties of Philadelphia or Delaware, any woodcock, between the first day of January and the first of August, under the penalty of five dollars for each and every bird so killed or unlawfully had in possession or exposed for sale. Killing woodcock out of season, prohibited. Penalty.

SECTION 2. That no person shall kill or have unlawfully in his or her possession, or expose for sale, in the counties of Philadelphia and Delaware, any English snipe, between the twentieth day of April and the first day of September, under the penalty of five dollars for each and every bird so killed or unlawfully had in possession or exposed for sale. Killing English snipe out of season, prohibited. Penalty.

SECTION 3. Any person offending against the provisions of this act, and being thereof convicted before any alderman or justice of the peace aforesaid, whose decision shall be final, either by confession of the party so offending or by oath or affirmation of one or more witnesses, shall, for each and every offence, forfeit the sum attached to the same, one-half to the informer and one-half to the use of the county; which forfeiture shall be levied by distress and sale of the offender's goods and chattels, and for want of such distress, if the offender shall refuse to pay the said forfeiture, he shall be committed to the jail of the county for the space of ten days without bail or mainprize. Convictions.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 837.

A Further Supplement

To the Muncy Creek Railway Company.

WHEREAS, The Muncy Creek Railway Company, by act of April seventeenth, Anno Domini one thousand eight hundred

and sixty-six, were restricted in the denomination of their issue of bonds to one hundred dollars and under.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Muncy Creek Railway Company, to the extent they are now authorized by law to issue bonds, are hereby authorized to do so in sums of one hundred dollars and over, and the bonds heretofore issued by them of the denominations of one hundred, five hundred and one thousand dollars, amounting to one million of dollars in the aggregate, dated September first, Anno Domini one thousand eight hundred and seventy-one, and their mortgage given to secure the same, are hereby validated and confirmed: *Provided*, That so much of the act to which this is a further supplement, as authorizes the issue of bonds of a denomination under one hundred dollars is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 838.

An Act

Relative to the pay of surveyors appointed by the courts of Butler county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the compensation of surveyors, when appointed by the courts of Butler county, to examine lines, survey roads and bridge sites, shall be five dollars per day, to be paid as now provided by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 839.

An Act

Repealing an act relating to the disposition of fines and forfeited recognizances in the county of Susquehanna, approved February twenty-seventh, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act relating to the disposition of fines and forfeited recognizances in the county of Susquehanna, duly approved the twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-seven, be and the same is hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 840.

An Act

Exempting the Bradford cemetery, in the county of Chester, from the payment of tax, and the lots sold therein from levy and sale and attachment for debt.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Bradford cemetery, in the county of Chester, shall Cemetery. be forever hereafter exempt from the payment of tax.

SECTION 2. That the burial lots sold in said cemetery shall Burial lots. not be subject to levy and sale or to attachment for debt, except for state purposes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 841.

An Act

Declaring Elk creek, in the county of Centre, a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Elk creek, in the township of Miles, in the county of Centre, and state of Pennsylvania, from Jacob Wolf's mills, eastward, to Daniel Walker's mill, in said township, be and the same is hereby declared a public highway for the passage of logs; and it may be lawful for the inhabitants desirous of using the navigation of said creek, to remove, at their own expense, all natural and artificial obstructions from the bed or channel of said creek, excepting dams for mills and other water works, and to erect such slopes or locks, and to keep the same in repair, at the mill-dams now built, as may be necessary for the passage of logs: *Provided,* Such slopes or locks be so constructed as to do no injury to any of said dams: *And provided also,* That any person or persons owning or possessing lands on said creek may construct or erect any dam or dams across the same, agreeably and subject to all the restrictions and provisions of an act, entitled "An Act to authorize any person or persons owning land adjoining navigable streams of water, declared public highways, to erect dams upon such streams for mills and other water works," passed the twenty-third day of March, Anno Domini one thousand eight hundred and three: *Provided,* That all damages done to private property by floating logs in that part of said stream hereby declared a public highway shall be paid by the person or persons floating logs in said stream.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 842.

An Act

Authorizing the erection of a bridge over the Youghiogheny river, at
M'Keesport, Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That W. D. Wood, Benjamin Coursin, Jno. C. Risher, Wm. E. Harrison, William Dunshee, Thomas Farrow, Levi Edmundson, David Rhodes, William Caughey, Jake Hill and Jno. W. Patterson, be and they are hereby appointed commissioners.

to open books, receive subscriptions and organize a company, under the name and style of the M'Keesport Bridge Company, with power to erect a bridge over the Youghiogheny river, from any convenient point in the borough of M'Keesport, in Allegheny county, to any convenient point in Lincoln township, on the opposite side of said river; said bridge to be built with but one pier, so located as to be the least possible obstruction to navigation, and to have a clear elevation of sixty (60) feet above low water mark; said company to be organized under and subject to all the provisions and restrictions of the act regulating bridge companies, approved April twelfth, Anno Domini one thousand eight hundred and fifty-five, and its supplements.

SECTION 2. The capital of said company shall be fifty thousand dollars, (\$50,000,) in shares of one hundred dollars each, and may be sold at the fixed par value or at such price, as may be deemed best, and be declared fully paid and not subject to further calls, and may be appropriated to the payment of materials furnished, labor performed or to be performed, and in payment of ground, buildings and for everything generally needed in carrying out the purposes of this act.

SECTION 3. That in case of a deficiency of stock to complete said bridge, the stockholders of said company, at a meeting called for that purpose, may authorize the president and directors to issue bonds, in such sums, at such time, and at such rate of interest as they shall deem best, to any amount not exceeding twenty thousand dollars, (\$20,000,) secured by a mortgage upon all or any of the property, rights and franchises of said corporation: *Provided however,* That the distance between main piers in the channel shall not be less than two hundred and fifty feet.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 843.

An Act

Relative to Thomas street, in Twenty-third ward, city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Thomas street, as laid down in the confirmed plan of the city of Philadelphia, but not opened between Green street and Ruan street, in the Twenty-third ward of the said city Philadelphia, be and the same is hereby vacated, and that said Thomas street be laid down on the said plan as of its present width, between said Green street and Ruan street, so that the said Thomas street shall commence on the north side of said Green street, at the distance of two hundred and thirty-eight feet east of Frankford street, and thence running in a north-westerly direction until it strikes a point on the south side of Ruan street, at the distance of one hundred and ninety-seven feet and seventy-five one hundredths of a foot east of said Frankford street.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 844.

An Act

To incorporate the Odd Fellows' Home of Western Pennsylvania.

Preamble.

WHEREAS, A number of lodges of the Independent Order of Odd Fellows, located in this commonwealth, have, by their representatives, formed an association for the purpose of educating and providing for children of deceased members of said order, and for the relief of members of said order and widows of deceased members.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the following named persons being members of the Independent Order of Odd Fellows and representatives of lodges in this commonwealth, viz: A. B. Robbins, J. K. Lowry, A. C. Axtell, D. M. Ward, J. H. Lenhart, J. F. Lord, H. N. Johnson, S. M. Stewart, J. R. Lytle, Levi Hildebran, H. Noss, R. Mason, J. A. M'Claskey, H. P. G. Carnes, J. W. Hannen, J. B. Compton, A. Glenn, A. George, M. N. Miles, W. H. Cowan, W. W. Brown, Thomas Blackburn, D. H. Boyd, S. H. Ray, J. F. Frazier, C. Joslin, D. R. Greenlee, F. C. Tyler, C. A. M'Clintock, N. A. Lamphear, F. Lee, F. Brown, H. Lehman, J. E. Kircharte, F. Dyson, E. W. Hawk, G. B. Fry, F. H. Martin, A. Logan, M. Alderman, J. C. Evans, James Clyde, F. Merrick, H. P. Kinnear, H. Neyman, C. Kauffman, George Howser, J. F. Herrington, R. T. Nordaby, L. C. Beach, S. C. Simonton, S. B. Logan, J. P. Gordon, Hawley B. Smith, E. M'Carnell, J. W. Colder, William S. Morris, S. E. M'Cabe, W. E. Dunlap, Martin Williams, R. J. Atwell, M. H. Shannon, John Dillon, F. L. Ashton, J. Torberry, E. M'Gilvery, George Tribby, T. B. Richard, William Gooze, Jas. Morehead, M. D. Lane, J. R. Robertson, Rulof Rulofson, E. A. Kelly, R. Williamson, F. F. Davis, H. Plant, L. Bucholtz, M. A. K. Weidner, J. E. Boyles, P. C. George, D. F. Nattling, W. M. Arnold, L. Cornell, C. W. Ray, S. Lester, S. M. Mingo, A. J. Frampton, R. S. Russell, Park Giffin, T. B. Lama, George Diamond, W. C. Buch, A. Weechs, W. T. Graham, and their successors, and all persons, members of said order, who now are or may be hereafter associated with them, be and they are hereby created and erected into a body politic and corporate in law, by the name and style of the Odd Fellows' Home of Western Pennsylvania, and by that name shall have perpetual succession, with power to have a common seal and the same to alter and renew at pleasure, to sue and be sued, plead and be impleaded, to make by-laws, rules and regulations for the management of said corporation, with power to alter and amend the same: *Provided*, That said by-laws, rules and regulations shall not be repugnant to the constitution of this commonwealth or the provisions of this act; and the corporate powers of said association shall be vested in and exercised by a board of trustees, not less than nine nor more than fifteen, five of whom shall constitute a quorum for the transaction of all business not otherwise provided, and the said trustees in the said corporate name, style and title, be capable of receiving, taking, purchasing and holding by conveyance, devise, bequest, lease or otherwise, any estate, real or personal, money or other property for the use of said corporation, and power to sell, convey or otherwise dispose of the same for said uses.

SECTION 2. That the estate, real and personal, and all property that shall be held by this corporation, be and the same is hereby exempted from all assessment and taxation so long as the same shall continue to be used for the use and purposes of this corporation.

Officers.

SECTION 3. That the said trustees shall elect from their number a president, secretary, and such other officers as they may deem necessary, who shall hold their offices for one year and until their successors are appointed; any vacancy in said board may be filled by the remaining members until the next annual meeting.

Vacancies.

Trustees may take charge of children of deceased members.

SECTION 4. That it shall be lawful for the trustees of this corporation, at their discretion, to take under their control such children of deceased members of the said order as may be placed under their care and management by the guardians or other persons who are entitled to the custody of such children; and said trustees shall have guardianship of all children so received by them, and cause them to be educated and properly maintained while in said home according to the means of the corporation; and the trustees, or a majority of them, shall have power to bind said children, with their consent, as apprentices, during their minority, to such person or persons, and at such places within this commonwealth, to learn such trades or employments as in the judgment of the trustees, or a majority of them, will be most conducive to the benefit and advantage of such children, but no child or children shall be bound to domestic or any menial service: *Provided*, That the charge and power of said trustees over said children, for binding or otherwise, shall not in the case of females extend beyond the age of eighteen years, and in the case of males beyond the age of twenty-one years; any child or children not bound out may, at the discretion of the trustees, be returned to the guardians or other person or persons who may have placed such child or children at said home.

May indenture them as apprentices.

When charge over children to cease.

Where buildings to be located.

Annual meetings.

SECTION 5. That the buildings for said home shall be situated in or near the city of Meadville, in the county of Crawford; the first annual meeting shall be held on the third Tuesday of October, Anno Domini one thousand eight hundred and seventy-two, and the other annual meetings shall be held at such time as the corporation may determine by their by-laws; all annual meetings shall be held at the city of Meadville aforesaid or at the said home.

Present trustees.

To determine terms of service by lot.

Election of trustees.

SECTION 6. That A. B. Robbins, F. Elerrick, J. K. Lowrey, J. R. Lytle, J. W. Hanner, A. C. Axtell, H. Noss, J. H. Lenhart and Thomas Blackburn are hereby declared to be the present trustees of said corporation; they shall determine among themselves, by lot, which three of them shall serve for one year, which three for two years, and which three of them shall serve for three years; and at the annual meetings thereafter three persons, members of said order, shall be elected trustees, who shall serve three years in the place of those whose term of office expires; when there are more than nine trustees, one-third of them shall be elected annually.

Contributing lodges may vote for trustees.

SECTION 7. That each lodge of said order that may contribute to the funds of the said corporation such sum, annually or otherwise, as the said corporation may determine, (being for the present the sum of one dollar a year for each of its members,) shall have the right to vote by its representatives or otherwise in the election of trustees.

SECTION 8. That the trustees shall, at their discretion and according to the means of the corporation, receive and care for the indigent members of said order connected with said lodges, and also the widows of deceased members, but children shall have the preference. Trustees may care for indigent members of order, &c.

SECTION 9. That the said trustees shall have power to employ teachers, matrons, stewards, superintendents, and all other persons needed for the uses and purposes of the same, and shall have power to elect all necessary officers and to make provisions for their election, and power to regulate and fix all salaries, and generally all such powers as may or shall be needed for the building and furnishing of said home, and all matters connected with the maintenance of the same and good government and management of its affairs. May employ teachers, elect officers, &c.

SECTION 10. No gift, grant, conveyance, lease, devise or bequest to said corporation shall be invalid by reason of any misnomer or informality. Misnomer.

SECTION 11. That said corporation shall have power to accept property, real and personal, in trust, for the benefit of any member or members of any lodge of the Independent Order of Odd Fellows, or for the benefit or use of any widow or child or children of any deceased member of said order, and to render true accounts of such trust property, according to the laws of this commonwealth relating to trustees and trust estates. May accept property in trust.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 845.

An Act

Further supplemental to an act, entitled "An Act to incorporate sundry boroughs and for other purposes," approved the eighth day of April, Anno Domini one thousand eight hundred and thirty-three, and supplements thereto, authorizing additional taxation and change in the election council.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Taxation for
borough pur-
poses, Womels-
dorf, Berks
county.

That the borough of Womelsdorf, in the county of Berks, incorporated under an act, entitled "An Act to incorporate sundry boroughs and for other purposes," approved April eighth, Anno Domini one thousand eight hundred and thirty-three, be and is hereby authorized and empowered to levy and collect, annually, for the period of eight years, for borough purposes, a tax not exceeding five mills on the dollar, in addition to the rate now allowed by law on the valuations assessed for county purposes; and all property, office, professions and persons made taxable by the laws of this commonwealth, for county rates and levies, shall be taxable after the same manner for borough purposes.

Number and
election of coun-
cilmn.

SECTION 2. That the town council of the said borough shall, from and after the next spring election, consist of six members, when the voters of the said borough shall elect two of its electors councilmen for three years, two for two years and two for one year; that whenever the term of office of any of the said classes of councilmen shall have expired, their places shall be filled by the election of a yearly number, whose term of office shall be for three years; and that whenever a vacancy shall hereafter occur by removal, death, resignation or otherwise it shall be filled by the town council until the next spring election, when said vacancy or vacancies shall be filled by election.

Vacancies.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 846.

An Act

To confirm proceedings in partition in the orphans' court for the city and county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all proceedings in partition of real estate in the orphans' court of the city and county of Philadelphia heretofore had, wherein partition hath been made and the real estate divided or accepted at the valuation, and all the parties in interest have received their shares, whether of real estate or the valuation moneys, be and the same are hereby declared valid and

effectual as if the said orphans' court had had jurisdiction of the same.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 847.

An Act

To authorize the trustees of the Franklin Fire Company of Germantown, in the Twenty-second ward of the city of Philadelphia, to sell and convey their real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of the Franklin Fire Company of Germantown, in the Twenty-second ward of the city of Philadelphia, be and they are hereby authorized and empowered to sell the real estate of said company, and to make a good and sufficient title for the same.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 848.

An Act

To incorporate the North Philadelphia Company, of the Twenty-second ward of Philadelphia, for building purposes.

WHEREAS, Certain persons residing in the Twenty-second Preamble.
ward of the city of Philadelphia, are desirous of being in-

corporated, to enable them to combine their various industries and the results of their industries ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Edward M. Davis, Stephen F. Medary, John W. Tomlinson, John R. T. Whitman, T. Edwin Rorer, George H. Tomlinson, George H. Burns, Aaron Engle, Theodore S. Lister, Julius W. Medary, William F. Glackin, George Nonamaker, Charles S. Lackey, Charles Mears, Albert F. Emhardt, Joseph B. Mears, Crosley Wilt, J. L. Brotherton, Joseph M. Wade, Joseph C. Davids, E. B. Kimber, W. C. Canby, Samuel G. Cripps, George P. Schmidt, Joseph Farrell, Joseph T. Mears, Jr., B. M. Singley, Albert J. Rorer, Charles B. Engle, John Hellerman, Harry Mears, Bennett Medary, Jr., Robert Nice, Henry Parker, William F. Williams, J. Howell Mears, George W. Boyer, Charles T. Whitman, Thomas Lister, Jr., J. F. Byrnes, W. M. Davis, W. C. Butcher, W. Nice, and such other persons as shall be associated with them, and their successors, heirs and assigns, be and the same are hereby created a body corporate and politic, by the name and style of the North Philadelphia Company, with a capital of not exceeding one hundred thousand dollars.

Corporators.

Name.
Capital.

Directors.

President, secretary and treasurer.

Powers and privileges.

Further powers.

By-laws.

SECTION 2. That the affairs of said company shall be managed and controlled by a board of directors, consisting of seven of the stockholders, who shall be elected by ballot; and said directors shall elect one of their number to act as president, and one as secretary, and one as treasurer, and the treasurer shall give bonds for a sum agreed upon by the board of directors.

SECTION 3. That the said corporation shall have perpetual succession, and may sue and be sued, plead and be impleaded in all courts of record and elsewhere, and be capable of receiving, holding and granting in its corporate name, property, real, personal and mixed, and of constructing houses and buildings upon their lands, and of improving and working the same, with power to sell, mortgage or lease, or otherwise to dispose of the same or any part thereof, or of the material in or upon the same, and doing such acts and things as shall be necessary to promote the success of the corporation, and be for the general public good: *Provided*, Such lands shall not exceed one hundred and fifty acres, and shall be located in the Twenty-second ward of the city of Philadelphia.

SECTION 4. That it shall have the power to issue bonds, for an amount not exceeding its paid up capital, for a period not exceeding thirty years, and for an interest not exceeding seven and three-tenths per centum per annum; also to receive money on deposit from its stockholders on interest, and loan the same, and to issue the stockholders' certificates of such deposits, and to sell its money to stockholders once a month, or oftener, according to the by-laws.

SECTION 5. That the said corporation shall have power to make such by-laws as may be deemed necessary for the government of the same, and the same to alter, amend, add to or repeal at their pleasure, and to adopt a common seal: *Pro-*

vided, That the said by-laws shall not be contrary to the constitution and laws of the commonwealth of Pennsylvania and of the United States.

SECTION 6. That it shall pay into the treasury of this commonwealth one-half per centum upon its paid up capital; and the board of directors shall be individually liable for all debts of the corporation due to workingmen or mechanics employed by said corporation, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three.

WILLIAM ELLIOTT,
Speaker of the House of Representatives

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 849.

An Act

To empower the American Protestant Hall and Library Association in the city of Philadelphia to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the American Protestant Hall and Library Association of the city and county of Philadelphia be and they are hereby authorized and empowered to borrow money for their own use, not exceeding the sum of fifteen thousand dollars, and to secure the same by mortgage on the real estate of the said corporation.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 850.

An Act

Concerning a supply of water for the borough of Mount Joy.

Authorities
may procure
supply of water.

Powers, priv-
ileges, &c.

May enter upon
lands for mate-
rials, &c., upon
tendering bond
to owners.

Borough may
borrow money.

Loan subject to
state taxation
only.

How net reve-
nue from works
to be applied.

Corrupting pu-
rity of waters,
prohibited.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate authorities of the borough of Mount Joy, in the county of Lancaster, are authorized and empowered to procure a supply of water for said borough, and introduce same therein from any suitable point or points beyond the borough limits, to acquire, have and hold real estate necessary for this purpose, either within or beyond the borough limits, to supply the inhabitants with water, under such regulations and for such prices as from time to time shall be established; the said authorities, their agents artificers and employees, shall have the powers, privileges and immunities of and be subject to the restrictions imposed upon water companies by the general laws of the commonwealth; but said authorities may enter upon lands for materials, to lay and construct pipes, et cetera, or take possession of lands, water privileges and premises as provided for in said general laws, upon tendering to the owner or owners thereof the bond or bonds of said borough, signed by the burgess, in such sum as any judge of the court of common pleas of said county shall direct, conditioned to pay such sum as shall be lawfully assessed and awarded to such owner or owners.

SECTION 2. That the borough of Mount Joy is authorized to borrow money, from time to time, at a rate of interest not exceeding six per centum per annum, and create a water loan or loans, which money shall be applied to further and carry out the purposes mentioned in the foregoing section; such moneys shall be taxable for state purposes only; and the borough's indebtedness for water loans, at any one time, shall not exceed forty thousand dollars; all net revenues derived by said borough, from its water works, shall be applied to paying the interest on such loan or loans, and the principal thereof, from time to time, (after the works shall have been completed three years,) in amounts equal to at least two and one-half per centum per annum of the maximum aggregate amount of such loan or loans, until the whole be extinguished; any deficiency in such net revenues, for these purposes, shall be supplied by appropriations out of other funds of said borough.

SECTION 3. After said borough's water works shall have been established and in operation, it shall be unlawful for any person or persons, wilfully to deposit, cast or throw into the waters of the stream or its tributaries, whence said borough derives its water supply, at any place above or at any place near and below the point whence the borough shall take the water, any filth, offal, garbage, carcasses or decayed animal or vegetable

matter, or to deposit same near such stream or its tributaries, within the aforesaid limits, without using ordinary care and diligence to prevent same from contaminating the waters thereof; offenders herein may be subjected to all the penalties imposed by the general laws of the commonwealth upon persons wilfully and maliciously injuring the works of water companies. Penalties.

SECTION 4. The water works and real estate belonging to said borough for water purposes, with its appurtenances and fixtures, shall be exempt from all taxation, except for state purposes; moneys due said borough for the use of water, may in all respects be collected and secured as now directed by law for expenses incurred by said borough in curbing and paving: *Provided*, That this act shall not take effect unless a majority of the legal voters of said borough shall decide in its favor, at an election held for such purpose, of which election at least ten days' public notice shall be given by the burgess of said borough, posting or having posted at least fifteen printed handbills, at the most public places in said borough, stating the object of such election, and the time it is to be held: *Provided further*, That such election shall be held by the same officers and under the same laws and regulations that borough elections are now held in said borough. Works to be exempt from local taxation.
How moneys due for use of water to be collected.
Question of acceptance of act to be submitted to vote of electors.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 851.

An Act

To incorporate the Downingtown Real Estate Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Adam Warthman, J. A. M'Caughey, John M. Pomeroy, Chalkley Albertson, A. P. Tutton, Joshua Kames, William F. Smith, R. M. Foust, C. H. Roney, R. D. Wells, John Webster, John F. Forrest, their associates, successors and assigns, be and they are hereby incorporated as a body corporate and politic, in law, under the name style and title of the Downingtown Real Estate Association, with a capital of one thousand shares of one hundred dollars each. Corporators.
Title.
Capital.

- Real estate.** SECTION 2. That the said Downingtown Real Estate Association shall have power to purchase, hold, improve and sell real estate, lots and land, not exceeding one hundred acres.
- May execute deeds, mortgages, &c.** SECTION 3. That said association may, through their proper officers, execute, seal and deliver any and all deeds, mortgages, judgments or other instruments of writing necessary and requisite in the purchase, improvement and sale of any or all of its property, as may be directed by the board of directors.
- Officers.** SECTION 4. That the officers of said association shall consist of a president, secretary, treasurer, and five directors, including the president, secretary and treasurer, who shall have power to make such by-laws as they may deem proper for the safety and management of the affairs of said association; said by-laws may be altered or amended at any time by a vote of the stockholders representing a majority of the capital stock.
- By-laws.**
- Organization.** SECTION 5. That when five hundred shares have been subscribed, and ten dollars paid on each share, said association shall be organized, upon notice of such organization being given to each subscriber to the capital stock of said association.
- Votes of majority of shares necessary in organization, &c.** SECTION 6. That in the organization, election of officers, and all other matters pertaining to the interest of the stockholders of said association, the votes of a majority of the whole number of shares of the capital stock shall be necessary to make the same effective.
- Seal.** SECTION 7. That the said association may adopt a common seal, and alter the same as they may deem proper; all deeds, mortgages, judgments or other instruments executed by said association shall be signed by the president, attested by the secretary, and the seal of the association be affixed thereto.
- Deeds, &c., to be signed by president and attested by secretary.**
- Limitation.** SECTION 8. That this association shall have corporate existence for the term of twenty years, but may be sooner dissolved by a vote of two-thirds of the stockholders owning that number of shares of the capital stock.
- Bonus.** SECTION 9. That this association shall pay into the treasury of the commonwealth one-fourth of one per centum upon the amount of capital stock subscribed at the time of organizing.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy-two.
JNO. W. GEARY.

No. 852.

A Supplement

To an act to incorporate the National Fire and Marine Insurance Company of Philadelphia, approved the thirty-first day of August, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same,* That from and after the passage of this supplement, the stockholders of the National Fire and Marine Insurance Company of Philadelphia, at any annual or special meeting called for that purpose, may increase the number of directors from fifteen, as provided for in section eight of the original act, to any number not exceeding fifty, and that a majority of the number so elected shall constitute a quorum for the transaction of the business of the company. Stockholders may increase number of directors.

SECTION 2. That so much of section seven of the original act as requires that the majority of the directors shall be residents of the city of Philadelphia, be and is hereby repealed. Portion of former act repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 853.

An Act

To enable the borough of Lykens to establish water works.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the borough of Lykens, county of Dauphin, is hereby empowered to organize a water work department and establish water works in said borough, under the management and control of the town council of said borough, by such regulations and limitations as may be prescribed by this act or by the ordinances of said borough in pursuance thereof. Authorized to establish works

SECTION 2. That the said borough, in the establishment of said water works, shall have power, and is hereby clothed with the same power, and shall be subject to the conditions of Powers. &c.

sections tenth, eleventh, fourteenth and fifteenth of the act, entitled "An Act to provide for the incorporation of gas and water companies," passed the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven.

May borrow money and issue bonds therefor.

SECTION 3. That in order to organize and erect water works aforesaid, the borough of Lykens shall have power to borrow any sum of money not exceeding the sum of twenty-five thousand dollars, at an interest not to exceed eight per centum per annum, and to issue therefor, in the name of said borough, coupon bonds, or the certificate of loan, as may be agreed upon, payable within the period of twenty years from the time of contract of said loan or loans.

May provide for payment of interest on borrowed moneys.

SECTION 4. That said borough shall provide for the payment of interest, for moneys so borrowed, out of the receipts for that purpose, after deducting current expenses of the administration of the water department: *Provided however,* That any deficiency for payment thereof shall be supplied by special taxation imposed.

Superintendent

SECTION 5. That the town council, burgess and assistant burgess of said borough shall be authorized to appoint a superintendent of water works, and determine his annual salary, who, in conjunction with a standing committee of three persons, appointed by the town council from their own body, shall have the management of said water works, with power to appoint other subordinate agents or employees under them, as shall be required in the erection, repair and preservation of said works.

Management of works.

Council may pass ordinances to maintain and protect works.

SECTION 6. That the town council shall be empowered to pass any and all reasonable borough ordinances of a penal character to maintain, protect and preserve said works from injury, molestation or destruction against any and all offenders.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 854.

An Act

For the incorporation of the Trout Creek Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That John Brown, William M'Murtry, William D. Brown, Corporators Albert Lewis and Edwin Shortz, and their associates and successors be and are hereby constituted a body politic and corporate by the name and style of the Trout Creek Improvement Company, and by that name may sue and be sued, plead and be impleaded in all the courts of record of Carbon and Monroe counties, have a common seal to be altered by them at pleasure, make by-laws not repugnant to the laws of this state or of the United States, for the management of their corporate concerns, and have and enjoy all the rights and privileges of a corporation.

SECTION 2. That the said corporation is authorized and empowered to erect and maintain on Trout creek, in the county of Monroe, from the source of said creek to its mouth on the Lehigh river, and upon the branches of said creek, such flooding dams for the purposes of producing artificial freshets, remove rocks and obstructions in the bed of said creek, erect and maintain shear and other booms, and do generally such things as are necessary for driving masts, spars, logs and other timber down said creek to the river Lehigh.

SECTION 3. That the provisions of an act, entitled "An Act for the incorporation of the Tobyhanna Driving Company," approved the twentieth day of March, Anno Domini one thousand eight hundred and sixty-eight, be and the same are hereby applied and extended to the Trout Creek Improvement Company.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 855.

An Act

To authorize the supervisors of Wayne township, Clinton county, to borrow money and issue bonds therefor, for the purpose of building a public road in said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Wayne township, in the county of Clinton, are hereby authorize to issue bonds or certificates of indebtedness, with or without interest coupons attached, pay-

Supervisors
authorized to
issue bonds.

able in ten years from the date of said bonds, at a rate of interest not exceeding eight per cent. per annum, which said bonds shall not, in amount, exceed, at any time, the sum of fifteen hundred dollars, and when signed by the supervisors and attested by one of the township auditors, shall be binding upon said township, and the faith of said township is hereby pledged for the payment of said bonds and the interest thereon.

To levy additional tax.

SECTION 2. That a tax of not less than five mills on the dollar of the valuation of all property, taxable for road purposes in said township, be annually levied and assessed by the supervisors, in addition to the tax now authorized by law, to pay the interest of the bonds so issued, and whatever balance realized over and above sufficient to pay the interest on said bonds, shall be invested in a fund by the said supervisors for the final redemption and liquidation of said bonds.

Disposal of bonds.

SECTION 3. That said bonds shall not be sold or disposed of at less than ninety-five per cent. of their par value, and the same may be issued in denominations of twenty-five, fifty and one hundred dollars, and after the said bonds have been signed and executed as aforesaid, the same shall be registered in a book to be kept for that purpose by the auditors of said township.

How moneys realized from sale of bonds to be expended.

SECTION 4. That the money realized from the sale of said bonds shall be solely expended and used in the opening, building and construction of a public road in said township, from a point near the residence of Thomas M'Keage, thence west to a point where the line of said road intersects the line between Lamar and Wayne townships.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 856.

An Act

To repeal an act, entitled "A supplement to an act, entitled 'An Act to open an alley in the borough of Brookville.'"

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the act, entitled "A supplement to an act, entitled 'An Act to open an alley in the borough of Brookville,'" approved the nineteenth day of May, Anno Domini one thousand eight hundred and seventy-one, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 857.

An Act

To extend the provisions of an act, entitled "An Act to prevent cattle, horses, mules, sheep and swine from running at large in Middlesex, Butler and Mercer townships and Harrisville borough, Butler county," approved March fifteenth, Anno Domini one thousand eight hundred and seventy, to Franklin township, Butler township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, approved the fifteenth day of March, one thousand eight hundred and seventy, entitled "An Act to prevent cattle, horses, mules, sheep and swine from running at large in Middlesex, Butler and Mercer townships and Harrisville borough, Butler county," be and the same are hereby extended to Franklin township, Butler county: *Provided*, That this act shall take effect from May first, one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 858.

An Act

To increase the rate of taxation for borough purposes in the borough of West Pittsburg, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of West Pittsburg, in the county of Allegheny, are hereby authorized to levy and collect an additional tax of twelve mills on the dollar, in addition to that now allowed by law, on all property, persons and things now taxable for borough purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 859.

An Act

To repeal an act, entitled "An Act relative to roads in Salem township, Wayne county," approved the twelfth day of February, Anno Domini one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act relative to roads in Salem township, Wayne county," approved the twelfth day of February, Anno Domini one thousand eight hundred and fifty-nine, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 860.

An Act

To repeal the seventh section of an act relating, *inter alia*, to roads in the township of Dyberry, in the county of Wayne, approved the fifth day of March, Anno Domini one thousand eight hundred and fifty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the seventh section of an act relating, *inter alia*, to roads in the township of Dyberry, in the county of Wayne, approved the fifth day of March, Anno Domini one thousand eight hundred and fifty-two, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 861.

An Act

To regulate the sale of malt and brewed liquors in the county of Franklin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the license granted to brewers in the county of Franklin shall not authorize sales by them of such liquors as they are licensed to manufacture and sell in any quantity less than five gallons, except that in the summer season beer and ale may be bottled and delivered for family use in quantities not less than one dozen of bottles. Sales by brewers, regulated.

SECTION 2. If any person or persons, being the owner, tenant, lessee or occupant of any licensed brewery in the said county, or any portion of the building wherein the same is conducted, or of any building connected therewith, or of any Penalty for allowing liquors to be drank on premises.

building, tent, booth, arbor, or other erection or enclosure, standing and being upon any portion of the said brewery premises, shall procure, permit, suffer or allow any malt or brewed liquors to be drank therein for lucre or gain, the person or persons so offending shall be guilty of a misdemeanor, and on conviction be sentenced to pay a fine not exceeding one hundred dollars.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 862.

An Act

Prohibiting the sale of intoxicating liquors within three miles of Henrietta ore mines, North Woodberry township, Blair county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall not be lawful for any person or persons to sell or vend any vinous, spirituous or other intoxicating liquors within the limits of three miles from Henrietta ore mines, in North Woodberry township, Blair county, Pennsylvania; and any person or persons within said limits who shall vend or sell, or cause to be vended or sold, any vinous, spirituous or other intoxicating liquors, shall be liable to indictment, and on conviction thereof shall forfeit and pay for every such offence a sum not less than twenty dollars nor more than one hundred dollars, at the discretion of the court.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 863.

An Act

Supplementary to an act to enable the South ward, in the city of Chester, to procure a supply of water, approved March second, one thousand eight hundred and sixty-seven.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the corporators of the South ward water works of the city of Chester, county of Delaware, are hereby authorized and empowered to borrow, on the faith and credit of said corporation, and to issue bonds in the usual form therefor, any sum or sums of money not exceeding thirty thousand dollars in addition to the amount authorized heretofore by acts of assembly relating to said water works.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 864.

An Act

Relative to taxation of the Catholic Philopatrian Literary Institute of Philadelphia.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the estate and property of the Catholic Philopatrian Literary Institute of Philadelphia, incorporated under the laws of this commonwealth by the court of common pleas of the city and county of Philadelphia, shall be exempt from all taxation, except for state purposes, under the laws of this commonwealth, so long as the same shall be used, conducted and appropriated by said corporation for the purposes set forth in its said act of incorporation.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 865.

An Act

To incorporate the Nesquehoning Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That William B. Zehner, Charles Webb, James R. Butler, Monroe Leslie and Patrick M'Kenna, be and they are hereby appointed commissioners to organize a water company, under the laws of this commonwealth, to be called the Nesquehoning Water Company, for the purpose of supplying wholesome water to the towns of Nesquehoning, Coaldale and Ashton, and such other towns and places as may be in the vicinity of the said company's works.

Capital stock. **SECTION 2.** That the capital stock of said company shall consist of two thousand shares of fifty dollars each, and any municipal or other corporation created by the laws of this state may subscribe to the said stock, and the said company

May hold lands. may purchase and hold by lease or in fee simple, all such lands, by agreement with the owners thereof, as the directors may deem necessary, to preserve the purity of the water and prevent the diversion thereof from the stream or streams which may be on their said lands, and shall have all such other powers as are granted by the laws of this commonwealth for the organization of water companies.

Powers.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 866.

A Supplement

To an act, entitled "An Act enlarging the duties and powers of the commissioners of Fairmount park, by requiring them to take charge of Hunting park, in the city of Philadelphia, and of the legacy of Elliott Cresson, providing for the planting of trees in said city."

Preamble.

WHEREAS, By the second section of the act to which this is a supplement, it is enacted that it shall and may be lawful

for said commissioners to survey, locate, lay out and establish an avenue which shall not be less than one hundred feet in width, which shall extend from Hunting park to Fairmount park, et cetera; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said commissioners of Fairmount park be authorized, in their discretion, and they are hereby authorized to open, within a reasonable time, the street known as or designated Bristol street on the plan of the city of Philadelphia, from Hunting park to Fairmount park, in the place and stead of the avenue authorized by the said second section of said act to be located, laid out and established; and that, all and singular, the provisions of existing laws relating to Fairmount park, concerning the mode of acquiring possession of land and of the title to land, are hereby extended to the land and property necessary, in the judgment of said commissioners, to be required in order to the opening of said street; the said street may be opened, macadamized, adorned and kept in repair as a park road by said commissioners, and shall be under their police control and supervision.

Park commissioners may open Bristol street instead of avenue.

SECTION 2. That in order to square the said Hunting park, and to make the same suitable and more attractive in shape for the purposes of a park, the said commissioners may, in their discretion, negotiate with the owner of ground on the east side of Hunting park and the south side of Bristol street, and may acquire the title to an area of ground as large as all that part of the said Hunting park situate north of the line of the said Bristol street; which latter ground may be given in exchange for the ground so acquired east of the said Hunting park and south of the said Bristol street, and a deed or deeds so agreed to be given in exchange to the person entitled to receive the same, shall be executed by the mayor of the city of Philadelphia, whenever he shall be requested so to do by the park commissioners, and the said exchange to be made on or before the first day of July, one thousand eight hundred and seventy-three.

May effect exchange of ground to square park.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY.

No. 867.

An Act

To provide for the opening, grading and paving of Walnut street, in the Twenty-seventh ward, in the city of Philadelphia, from Forty-third street to Fifty-seventh street.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the chief commissioners of high ways of the city of Philadelphia, immediately upon the application of the property owners who own a majority of the feet of ground fronting upon Walnut street, between Forty-third and Fifty-seventh street, to proceed, by giving due notice to property owners along the line of Walnut street, from Forty-third street to Fifty-seventh street, in the Twenty-seventh ward of the said city, and by all other proper and requisite proceedings, to open so much of said Walnut street, between said streets, as is not now opened, and to its full width as laid down upon the plans of said city, and to grade, curb and pave the said street between the said streets, and to make a contract for the said paving and curbing with the contractors selected by the property owners who own a majority of the feet of ground fronting upon said street as aforesaid; and the cost of said paving and curbing shall be paid by the property owners according to their respective front on said Walnut street, and the said city shall pay for the inter-sections and for the grading; the damages, if any, caused by said opening shall be assessed according to existing laws, and the contractors for said curbing and paving shall have the right to file liens in the name of the city, and to proceed to collect the same in the manner now provided by law for curbing and paving in said city; and all acts or parts of acts inconsistent with this act are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 868.

An Act

To incorporate the Cherokee Library Association of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Wm. Laughlin, Wm. J. Fox, Wm. Early, Joseph Alter, David Babb, Michael B. Doyle, Francis H. M'Cormick, and all persons who shall, at the time of the passage of this act, be members of the association called the Cherokee Library Association of the city of Philadelphia, shall be and they are hereby created and declared to be one body politic and corporate, by the name, style and title of the Cherokee Library Association of the city of Philadelphia, and by the same name shall have perpetual succession, and shall be able to sue and be sued, implead and be impleaded in all courts of record or elsewhere, and to purchase, receive, have, hold and enjoy, to them and their successors, lands, tenements, rents, annuities, franchises and hereditaments, goods and chattels of what nature, kind and quality soever, real, personal or mixed, or choses in action, and the same from time to time to sell, grant, devise, alien or dispose of: *Provided,* That the clear yearly value or income of the necessary houses, lands and tenements, rents, annuities or other hereditaments, and real estate of the said corporation, and the interest of money by it lent, shall not exceed the sum of five thousand (\$5,000) dollars; and also to make and have a common seal, and the same to break, alter and renew at pleasure, and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of the said corporation, not being contrary to this charter and the constitution and laws of the United States or of this commonwealth, and generally to do all and singular the matters and things which to them it shall lawfully appertain to do for the well-being of the said corporation, and the due management and ordering of the affairs thereof.

SECTION 2. That the said corporation shall be authorized to borrow any sum of money, not exceeding twenty-five thousand dollars, and issue certificates of twenty-five dollars each therefor.

Corporators.

Title.

Powers and privileges.

May borrow money and issue certificates therefor.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 869.

An Act

To vacate Elizabeth street, in the Twenty-fourth ward of the city of Philadelphia.

WHEREAS, A certain fifty feet wide street, called Elizabeth street, was many years ago laid out in the then township of Blockley, now the Twenty-fourth ward of the city of Philadelphia, between the present Thirty-fourth and Thirty-fifth streets, Race street and Powelton avenue, which street so laid out was never dedicated to public use :

And whereas, By reason of the opening of the city streets, the said Elizabeth street hath become useless, and all the parties owning land fronting thereon and having the use thereof have vacated and closed the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the said Elizabeth street, as heretofore subsisting in the square of ground between Thirty-fourth and Thirty-fifth streets, Race street and Powelton avenue, in the Twenty-fourth ward of the city of Philadelphia, be vacated and closed as a public street forever, and the soil thereof vested in the parties entitled thereto by virtue of the conveyances thereof heretofore made.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 870.

An Act

To repeal an act entitled "An Act to repeal an act to change the venue in certain cases from Allegheny to Jefferson county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That an act to repeal an act to change a venue in certain cases

from Allegheny to Jefferson county, approved the twenty-seventh day of May, Anno Domini one thousand eight hundred and seventy-one, be and the same is hereby repealed: *Provided*, That this act shall not in any manner interfere with the validity of the proceedings had in Allegheny county since the passage of the act above referred to.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 871.

An Act

To regulate the practice of pharmacy and sale of poisons, and to prevent adulterations in drugs and medicinal preparations in the city of Philadelphia.

WHEREAS, The safety of the public is endangered by want of care in the sale of poisons, whether to be used as such for legitimate purposes or employed as medicine, and dispensed on the prescriptions of physician: Preamble.

And whereas, The power of physicians to overcome disease depends greatly on their ability to obtain good and unadulterated drugs and skillfully prepared medicines:

And whereas, The class of persons to which the preparation and sale of drugs, medicines and poisons properly belong, known as apothecaries, chemists and druggists or pharmacists, should possess a practical knowledge of the business and science of pharmacy in all its relations; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That hereafter no person whatsoever, shall open or carry on, in the city of Philadelphia, any retail drug or chemical store, as the proprietor or manager thereof, nor engage in the business of compounding or dispensing medicines on prescriptions of physicians, or of selling at retail, any drugs, chemicals, poisons or medicines, without having obtained a written certificate that he is duly competent and qualified to do so, from the Pharmaceutical Examining Board, and having been duly registered as hereinafter provided.

Retallers of drugs and chemicals to obtain certificate from examining board, and be registered.

SECTION 2. That there shall be established in the city of Philadelphia, a board to be styled the Pharmaceutical Ex-

Pharmaceutical Examining Board to be established.

Terms of members.	aming Board, to consist of five persons, (three of whom shall constitute a quorum,) who shall be appointed by the mayor of the city of Philadelphia, out of the most skilled and competent pharmacists, at the time engaged in said business in the said city, who shall be and constitute the said the Pharmaceutical Examining Board as aforesaid; the said persons shall hold their office for three years, and until their successors are duly appointed and qualified, they, and each of them
To be sworn.	shall, within ten days after their appointment, take and subscribe an oath or affirmation before the clerk of the court of quarter sessions of the peace for the county of Philadelphia, that they will faithfully and impartially perform the duties of their office; and any vacancy occurring in said board shall be filled for the unexpired term by the mayor.
Vacancies.	SECTION 3. That the said the Pharmaceutical Examining Board shall keep a book of registration open at some convenient place, of which due notice shall be given by advertisement in at least two of the public newspapers of the city of Philadelphia, in which book shall be registered the name and address of every person duly qualified under this act to conduct the retail apothecary business; and it shall be the duty of all persons now conducting or who shall hereafter conduct the business of retail apothecaries in said city, to appear before said board and be registered, within thirty days after such notice.
To keep book of registration open.	SECTION 4. The said Pharmaceutical Examining Board shall be entitled to demand and receive from each applicant for such registration, and the certificate hereinafter provided for, a fee not to exceed five dollars (\$5,) to be applied to the payment of expenses arising under the provisions of this act.
Retail apothecaries to appear before board and be registered.	Duties of board. SECTION 5. The duty of the said the Pharmaceutical Examining Board shall be to examine every person who shall desire to carry on the business of a retail apothecary, or that of retailing drugs, chemicals or poisons, or of compounding and dispensing physicians' prescriptions, touching his competency and qualification for that purpose, and upon the said board, or a majority of them, being satisfied of such competency and qualification, they, the said board, or a majority of them, shall grant to such person a certificate of his competency and qualification, which certificate shall entitle the holder thereof to conduct and carry on the business as aforesaid.
Fees.	SECTION 6. That if any person should hereafter engage in the business of an apothecary, or of retailing drugs, chemicals and poisons, or of compounding and dispensing the prescriptions of physicians, either directly or indirectly, without having obtained such certificate as aforesaid, such person shall be liable to a penalty of one hundred dollars (\$100) for each and every week during which they shall continue to carry on such business without such certificate as aforesaid, to be recovered by a suit to be brought before any alderman or in any competent court in said city, by the said board or by any other person, for the use of the guardians of the poor for the city of Philadelphia, to whom the said penalties are to be paid.
Penalty for engaging in business without certificate.	SECTION 7. That the foregoing provisions of this act shall not apply to or affect any person who shall have a diploma or
Not to apply to certain persons.	

certificate from any incorporated college or school of pharmacy, whose diploma or certificate is based upon a regular term of service in the drug and apothecary business, or who shall be engaged in the drug and apothecary business prior to the passage of this act, except only in so far as relates to registration, as provided for in sections three and six of this act.

SECTION 8. That no person, not a graduate in pharmacy, shall be allowed by the proprietor or manager of any store to compound or dispense the prescriptions of physicians, (except as an aid under the immediate supervision of said proprietor or his qualified assistant,) unless he has been at least two years apprenticed in a store where medicines are compounded and dispensed, and has attended one full course of lectures on chemistry, *materia medica*, and pharmacy; and no proprietor shall leave his store in charge of any but a qualified assistant; any person violating the provisions of this section of this act shall be deemed guilty of a misdemeanor, and on conviction thereof be liable to a penalty not exceeding one hundred dollars (\$100.)

Who may compound physician's prescriptions.

Proprietor to leave store in charge of qualified assistant only.

Penalty for violating section.

SECTION 9. A qualified assistant, in the meaning of this act, shall be either a graduate in pharmacy, holding a diploma or certificate of competency, based upon a regular term of service to the drug and apothecary business, from an incorporated college or school of pharmacy, or a person holding a certificate of competency and qualification from the Pharmaceutical Examining Board appointed under this act.

Qualified assistant defined.

SECTION 10. That any person who shall knowingly, wilfully or fraudulently falsify or adulterate, or cause to be falsified or adulterated, any drug or medicinal substance, or any preparation authorized or recognized by the pharmacopœia of the United States, or used as intended to be used in medicinal practice, or shall mix or cause to be mixed with any such drug or medicinal substance any foreign or inert substance whatsoever, for the purpose of destroying or weakening its medicinal power or effect, and shall wilfully, knowingly or fraudulently sell or cause the same to be sold for medicinal purposes, shall be guilty of a misdemeanor, and upon conviction thereof shall pay a penalty not exceeding five hundred dollars (\$500,) and shall forfeit to the commonwealth all of the articles so adulterated.

Penalty for adulterating drugs and selling same.

SECTION 11. Nothing contained in this act shall apply to or in any manner whatever interfere with the business of any practitioner of medicine, who does not keep open shop for the retailing, dispensing or compounding of medicines and poisons, nor prevent him from administering or supplying to his patients such articles as may seem to him fit and proper, nor shall it interfere with the making and dealing in proprietary remedies, popularly called patent medicines.

Exceptions to operations of act.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 872.

An Act

To incorporate the Hock Age Mutual Beneficial Association of Philadelphia.

- SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- Corporators.** That W. L. Lance, Sr., Wm. Mitchell, T. S. Scoville, J. H. Marrue, M. D., L. M'Collum, John F. Broscius, A. Nelson Batten, and all other persons who may become associated with them as stockholders as hereinafter provided, their associates, successors and assigns, be and they are hereby created a body corporate and politic in deed and in law, for the purposes hereinafter mentioned, by the name, style and title of the Hock Age Mutual Beneficial Association, and by that name shall be and are hereby empowered to purchase, have, hold, possess and enjoy to themselves and their successors such lands, tenements, hereditaments, goods, chattels and effects of every kind, as may be necessary to the transaction of the business of said company, and the same to grant, alien, sell, convey and dispose of, to sue and be sued, plead and be impleaded, to have and use a common seal and the same to change at pleasure, shall be competent to make by-laws and regulations for the government of the affairs of the corporation and the transaction of its business: *Provided,* They be not contrary to the constitution and laws of this state or of the United States, or the provisions of this act of incorporation.
- Title.**
- Powers and privileges.**
- Capital stock.** **SECTION 2.** That the capital stock of said company shall consist of one thousand shares, which may be increased, from time to time, to an amount not exceeding two thousand five hundred shares of one hundred dollars each, and to bear interest at the rate of six per centum per annum, to be paid to the stockholders semi-annually *pro rata* and without deduction; and the increase of said capital stock shall be made by a vote of the majority of stockholders who shall represent at least one-half of the capital stock, at any time of a meeting of said stockholders, thirty day's previous notice having been given to all the stockholders; and there shall be paid into the treasury of said corporation, by each subscriber to said capital stock, at the time of subscribing for the same, an instalment of five dollars on each share of stock by him subscribed for, and a further instalment of three dollars on each share shall be paid within thirty days after the organization of said company, and the remainder of said shares so subscribed for, shall, within thirty days after the organization of said company, be secured to be paid either by bond and mortgage or real estate, or by such endorsed promissory notes as shall be approved of by the directors of said corporation, and shall be payable in such times as the directors may determine, and

such endorsers shall have a lien on the stock for which such note or notes are given, subject nevertheless to the payments of the balance due the company on the said stock; no stockholder shall be liable in any event in his or her private capacity for the debts and liabilities of said corporation. Liability for debts.

SECTION 3. That the capital stock of said corporation shall be transferred according to the rules and regulations of the company; and if any subscriber of any share or shares of said stock shall neglect or refuse to pay the instalments as aforesaid, or to secure the payment of the residue of the stock by him or her subscribed as aforesaid, for the space of sixty days after the same shall become due or required, and after he or they have been notified thereof, the stock of such negligent stockholders shall be sold by the directors at public auction, giving at least twenty days' notice thereof in some newspaper printed in Philadelphia, and the proceeds of the sale shall be first applied in payment of the instalment called for and the expenses attending the sale, and the balance, if any, shall be refunded to the owner of said stock; and such sale shall in all respects entitle the purchaser to all the rights of stockholders, to the extent of the shares so bought. Stock transferable.
Failure to pay instalments, &c.

SECTION 4. The said corporation shall have power and authority to make contracts of insurance with any person or persons, or any body politic and corporate, against loss or damage by fire, marine or otherwise, for such term or terms of time, and for such premium or consideration, and such modification and restrictions, as may be agreed upon between the said corporation and the persons agreeing with them for said insurance. Power to insure against loss by fire.

SECTION 5. That said corporation is authorized and empowered to make insurance predicated upon the lives of persons, upon the stock or mutual principle, and on such terms and conditions as shall be from time to time ordered and provided for by the by-laws of said corporation, and to make contracts upon any and all conditions appertaining to or connected with or risk of whatever kind or nature; and policies may be issued stipulated to be with or without participation in profits by the insured; but all dividends which may be declared upon such insurance or declared to stockholders, which are not claimed and called for within six months after the same have been declared, shall be advertised for at least three weeks in some newspaper printed in Philadelphia, and if not demanded within one year after the publication of said notice, shall become forfeited to said company. May make insurances on lives.
Forfeiture of dividends to company.

SECTION 6. That it shall be lawful for any child, by himself or herself, and in his or her name, or in the name of any third person as his or her trustee or guardian, to cause to be insured, for his or her sole use, the life of his or her parents, and the sum or net amount of the insurance becoming due and payable by the terms of the insurance, shall be payable to him or her and for his, her or their own use, free from the claims of the representatives of his or her parents, or any of his, her or their creditors. Children may have parents lives insured for their own use.

SECTION 7. That the office of said company shall be located in the city of Philadelphia, and the stock, property and affairs Office.

Management.	of said corporation shall be managed and conducted by no less than five or more than eleven directors, a majority of whom shall reside in the state, and after the first year all to be chosen by ballot from among and by the stockholders; which directors, as also those of the first year, shall hold their office until the third Monday of July next ensuing their election or appointment, and until others are chosen to supply their places; and the annual meeting for the election of directors shall be held at the city of Philadelphia, on the third Monday of July; in the election of directors as aforesaid each stockholder present, or represented by his attorney, shall be allowed one vote for each and every share of stock then held by him, and none but stockholders shall be eligible to the office of directors; and a majority of said directors shall constitute a quorum for the transaction of business; if it shall so happen that an election of directors of said corporation shall not take place at the time of the annual meeting thereof, in any year, said corporation shall not be dissolved thereby, but an election may be had at any time within one year thereafter, the time to be designated, and public notice, by order of the directors, shall always be given, at least ten days' previous to any meeting of the stockholders, in a newspaper printed in Philadelphia, and in such other way as may be deemed expedient; and the president shall have power to call special meetings of the stockholders whenever requested thereto by a majority of the directors.
Election of directors.	
Eligibility to office of director Quorum.	
Fallure to hold election at time of annual meeting.	
Notice of meetings.	
Special meetings.	

Commissioners appointed to receive subscriptions to stock, &c.

First board of directors.

By-laws, rules and regulations.

Officers, clerks and agents.

SECTION 8. That to carry out the provisions of this act, and to organize the said corporation, W. L. Lance, J. P. M'Colum and William Mitchel, be and they are hereby appointed commissioners for the purpose of receiving subscriptions to the capital stock thereof, and the first instalment thereon, and as such, are hereby authorized to receive such subscriptions, and to close the subscription books of said company when five hundred shares of said capital stock shall have been subscribed for, and the first instalment aforesaid has been paid thereon; said stockholders may elect a secretary and four directors, who, with said secretary, shall constitute the first board of directors until others are chosen to supply their places.

SECTION 9. The directors shall adopt such by-laws, rules and regulations as may be necessary and convenient for commencing and carrying on business under this act; that the directors may choose a president, vice president, treasurer and secretary of the corporation, and appoint such other officers, clerks and agents, and establish such agencies as shall be by them deemed advisable for conducting the business of the company, fix their compensation, and take bonds from any and all of them for the faithful performance of their duties, and make such covenants and agreements as may be deemed necessary; the president and vice president shall be chosen from among the directors, and shall hold their appointments for one year, and until others are chosen to supply their places, but the other officers, clerks and agents may be displaced and new ones appointed at the pleasure of the directors.

SECTION 10. That all policies of insurance or other contracts authorized by this act, may be made with or without the seal of said corporation, and shall be signed by the president and secretary, and being so signed and executed, shall be binding and obligatory upon said corporation, according to the true intent and meaning of such contracts. Contracts.

SECTION 11. That whenever any assessment is made upon any premium note given to said company, in consideration for any policy of insurance issued by said company, or upon any policy issued by said company, and an action is brought for the recovery of such assessment, the certificate of the secretary, specifying the assessment and the amount thereof, shall be taken and received as *prima facie* evidence thereof in all courts of this commonwealth. Certificate of secretary evidence in actions for recovery of assessments.

SECTION 12. That said corporation shall not be liable to any suit on account of loss sustained, until sixty days after proof of loss shall be furnished to the company, as provided by the by-laws, nor after twelve months from the date of loss. Suits for losses.

SECTION 13. The said corporation shall have the right to determine by by-laws, for the forfeiture of all policies issued by the said corporation upon non-payment of dues, premiums or assessments. Forfeiture of policies.

SECTION 14. That said corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the capital stock of said company, in four equal annual instalments, the first payment to be made thirty days after the organization of the company as hereinbefore provided, and a like bonus upon any increase of capital stock, payable also in four annual instalments from the date of such increase. Bonus.

SECTION 15. That it shall be and may be lawful for said corporation to bring any suits or actions in law or equity as may be necessary to collect any notes, bills or other accounts which have heretofore been given to or contracted with said company prior to the passage of this act; and all policies which have been issued by said company and all other acts done or performed by them shall be binding upon said company: *Provided*, That no suit shall be brought as aforesaid without thirty days' previous notice upon the parties indebted as aforesaid, of the nature and amount of their indebtedness to said company. May sue on accounts contracted prior to passage of act.

SECTION 16. That the said company are hereby authorized and empowered to set aside the whole of the net profits as a permanent fund of said company, the profits of the life and fire departments to be kept separately and the interest thereon to be applied separately as hereinafter provided; and said permanent fund shall be invested by the directors of the company in bonds and mortgages upon real estate, not exceeding in amount two-thirds of the assessed value thereof, at a rate of interest not less than six per cent. per annum, or in state or United States bonds issued or to be issued by or under any laws of this or any other state or of the United States, the same to sell, transfer or exchange at pleasure, and again to invest the same in the same manner whenever and as often as the said directors may deem proper: *Provided*, That the said bonds shall be worth one hundred cents on the dollar at May set aside profits as permanent fund.

How fund to be invested.

How interest to be applied. the time of said investment; the interest on such profits so invested shall be applied to the payment of assessments made upon members who have been insured in said company for the term of twenty years, and should the fund aforesaid accumulate to a sufficient amount that the interest thereon will pay the assessments of all the members who have been insured in said company for any shorter period than twenty years, then and in such case it is to be so applied.

WILLIAM ELLIOTT,

Speakers of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 873.

A Further Supplement

To an act to incorporate the Continental Improvement Company, approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight, authorizing said company to change the number of its directors and for other purposes.

May change number of directors, &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Continental Improvement Company, be and it is hereby authorized to change the number of its directors so as not to exceed nine, and may fix the time and regulate the manner of declaring dividends, and may also, by a vote of a majority of the stockholders, change and fix the location of its general office.

How taxable on capital stock and income?

SECTION 2. That the Continental Improvement Company shall be liable to taxation on their capital stock, and earnings or income, so far only as their capital is invested in operations within the state of Pennsylvania, and their net earnings or income derived from such operations.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 874.

An Act

To amend the charter of the Pennsylvania Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Pennsylvania Iron Company, an organization duly organized under the act of sixteenth of June, one thousand eight hundred and thirty-six, be and the same is hereby authorized and empowered to issue coupon bonds to an amount not exceeding (\$300,000) three hundred thousand dollars, bearing interest, payable semi-annually, at a rate not exceeding eight per centum per annum in gold, and to secure the same by a mortgage upon the property, real and personal, of the company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 875.

An Act

To incorporate the Merchant Tailors' Exchange of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George Muller, E. O. Thompson, Louis Keyser, Ferdinand Fritsch, Charles K. Shoemaker, J. H. Ehrlicher, James B. Mageoch, T. G. Pavard, and their associates, who have heretofore constituted the unincorporated association, entitled the Merchant Tailors' Exchange of the city of Philadelphia, be now, with their successors, hereby constituted and created a body politic and corporate in law and in fact, by the name, style and title of the Merchant Tailors' Exchange of the city Title.

Powers and
privileges.

of Philadelphia, and by that name and style shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded in any court of record and elsewhere, having a common seal, and the same to change, alter or amend at pleasure, receiving and acquiring, in its corporate name, personal and mixed property, and such real estate in the city of Philadelphia as may be necessary for the purpose of the corporation, and devising, renting and selling, granting and conveying away the same.

Objects.

SECTION 2. The objects of the corporation shall be the elevation of the pursuit of merchant tailoring to that position which its importance as an ancient and honorable occupation entitles it to occupy, the mutual welfare of the members, protecting them against dishonest and designing adventurers, to guard against the influence of men who misrepresent those engaged in the business, making untruthful quotations in regard to prices, thus creating a want of confidence, the tendency of which becomes demoralizing and injurious to the trade, to endeavor to exercise a healthful influence for the welfare of their workmen, to institute and foster such a system of apprenticeship as will insure the creation of competent and intelligent mechanics and business men, and finally to insist in having a voice in making out bills of prices, which shall be not only generous to journeymen but just to the merchant tailors.

Constitution
by-laws, &c.

SECTION 3. The constitution and by-laws of the Merchant Tailors' Exchange heretofore governing the said association, are hereby made binding upon this corporation, which shall also have the additional power of ordaining, establishing and putting in execution such new rules, regulations and by-laws as may legally appertain to the well-being and proper government of the corporation, with full power to alter and amend the same or the former by-laws: *Provided however*, That the former constitution and by-laws, or any subsequent rules, regulations and by-laws which may be adopted, shall be invalid if inconsistent with this act or the constitution and laws of this state or of the United States.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 876.

An Act

Providing for the appointment of auditors for the city of Scranton, to audit and adjust certain accounts.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That W. Gibson Jones, William H. Stanton and Frank A. Beamish, all of the city of Scranton, be and they are hereby appointed a board of auditors, whose duty it should be to examine, audit and adjust, as far back as the twenty-third day of April, in the year of our Lord one thousand eight hundred sixty-four, all the official transactions, accounts and dockets of the several officers of the mayor's court for the city of Scranton, and all other officers of the said city of Scranton, including clerks of the court, treasurers, marshals and councilmen, and the police department of the said city; also all other unsettled accounts of the city and late borough of Scranton; and also to examine, audit and adjust tax levies, assessments, duplicates and all the accounts of bounty commissioners created and appointed under the provisions of an act, entitled "An Act to authorize the raising of money and payments of volunteers in the borough of Scranton, in the county of Luzerne," approved the first day of April, one thousand eight hundred and sixty-four, including the treasurer or treasurers, collectors, agents and attorneys appointed by the said bounty commissioners; and the said auditors shall also extend their investigations to the ascertainment of moneys subscribed for bounty purposes in the said city of Scranton, and disposition made thereof; and the said auditors shall have and they are hereby clothed with full power, in any of the aforesaid cases, to re-audit any of said accounts heretofore audited by any other person or persons, so as to ascertain the whole amount of money, costs and fees collected and paid out and expended by the said several officers of the said mayor's court, and bounty commissioners, and their treasurers and collectors aforesaid; and also to ascertain and report, in separate schedules, the whole amount of money levied and collected, and paid out and expended, for any purpose or purposes, by any of the officers aforesaid, together with costs and expenses of the same.

Auditors appointed.

Their duties and powers.

SECTION 2. That the said board of auditors shall have the same power and authority to compel the attendance before them of parties and witnesses, and the production of books and papers, and administer oath and affirmation, as are by law given to county auditors.

Power to compel attendance of parties, &c.

SECTION 3. That the said board of auditors shall enter upon the duties of their appointment as soon as practicable after the passage of this act and prosecute the same with all rea-

Report. sonable diligence, and make report of their doings to the mayor's court of the city of Scranton at the next December term of court; and that the said report shall be published for three weeks in one of the newspapers printed in said city at the regular advertising rates; the cost of said publication to be paid by the treasurer of the said city; that on the filing of the said report it shall be confirmed *nisi*, and if not excepted to on or before the first day of the next succeeding term, the same shall be confirmed absolutely.

Quorum. SECTION 4. That the said auditors, two of whom shall be a quorum for the transaction of business, shall receive three dollars per diem for their services, to be paid by the treasurer of the said city out of the general city funds.

Compensation. SECTION 5. That any amount found by the said auditors against any of the accounting officers and parties aforesaid, and confirmed by the court as aforesaid, shall be entered on record by the clerk of the mayor's court of the said city as a lien in favor of the said city, for the use of itself and the parties who may be entitled to the same, or any part thereof; and that such amounts, if not paid, shall be collected, with interest and costs, by execution, after judgment on a *scire facias executionem narr*, in which the record aforesaid shall be conclusive as to the amount.

Amounts found against accounting officers and parties, to be entered as liens. SECTION 6. In case of the death, resignation or other inability to act of any of the said auditors, the remaining auditors, in conjunction with the recorder of the said mayor's court, shall supply the vacancy or vacancies thus occurring; and that the said auditors, before entering upon the duties of their office, shall take and subscribe, before the recorder aforesaid, an oath discharge their duties faithfully and impartially under the provisions of this act, to the best of their abilities.

How to be collected. WILLIAM ELLIOTT,
Speaker of the House of Representatives.

Vacancies. JAMES S. RUTAN,
Speaker of the Senate.

Auditors to be sworn. APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 877.

An Act

Relating to the Schuylkill and Susquehanna Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of an act of the general assembly of this commonwealth, entitled "An Act relating to railroad companies," passed on the sixteenth day of May, Anno Domini one thousand eight hundred and sixty-one, and of the several supplements thereto, shall apply to the merger and consolidation of the Schnylkill and Susquehanna Railroad Company into and with any other railroad company chartered by this commonwealth, connecting therewith, in lieu and place of the provisions of an act, entitled "A further supplement to the act incorporating the Dauphin and Susquehanna Coal Company," approved the fourth day of May, Anno Domini one thousand eight hundred and fifty-seven.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 878.

A Supplement

To charter of the Knights of Pythias Greenwood Cemetery Company of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That whereas the said corporation is indebted upon two several mortgages, the principal sums of which have been reduced to thirteen thousand two hundred and sixty-five ($13,265\frac{5}{8}$) seventy-five one hundredth dollars, (\$13,265 $\frac{75}{100}$), secured upon their premises, in which interments have been heretofore and are now being daily made, and the said corporation is anxious to discharge and to pay off the same in full as speedily as possible, and to prevent the liability to sale of the houses of the dead; that the said corporation is hereby authorized for the purpose of paying off and discharging the said mortgage, debts and the interest due or to become due thereon, to issue bonds to an amount not exceeding fifteen thousand dollars, (\$15,000,) in denominations of not less than fifty dollars (\$50) each, and to pay any rate of interest not exceeding seven and three tenths ($7\frac{3}{10}$) per centum per annum; the surplus, if any, after paying off said mortgage debts, to be paid into the capital fund of the association: *Provided*, That no member of said corporation shall be entitled to hold in his own right more than five thousand dollars (\$5,000) of said bonds; and

LAWS OF PENNSYLVANIA,

any limitations imposed in any sections of the charter or supplements thereto of said corporation inconsistent herewith are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 879.

An Act

Authorizing the governor to appoint five additional notaries public for the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be and he is hereby authorized to appoint five additional notaries public for the county of Allegheny.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 880.

An Act

To allow the voters of the borough of Coatesville, in the county of Chester, to vote on the question of granting license to sell intoxicating liquors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That at the next annual borough election held in the borough of Coatesville, in the county of Chester, and at the annual borough election every third year thereafter, it shall be the duty of the inspectors and judges of election in said borough to receive tickets, either written or printed, from the legal voters of said borough, labelled on the outside "license," and on the inside "for license" or "against license," and to deposit said tickets in a box provided for that purpose by said inspectors and judges, as is required by law in case of other tickets received by said election; and the tickets so received shall be counted, and a return of the same made to the clerk of the court of quarter sessions of the county of Chester, duly certified by the return judge of said borough, which certificate shall be filed with the other records of said court.

Question of granting liquor licenses to be submitted to vote of electors

Tickets to be counted, and return made to clerk of quarter sessions.

SECTION 2. It shall be the duty of the high constable of the said borough to give due public notice, by printed handbills through the borough, ten days previous to the time of holding the next annual borough election, at which time the question of license or no license will be submitted to the voters of said borough; also ten days' notice for the annual borough election every third year thereafter.

Duty of constable.

SECTION 3. That in receiving and counting, and in making returns of the votes cast, the inspectors, judges and clerks of said election shall be governed by the laws of this commonwealth regulating general elections; and all penalties of said election laws are hereby extended to, and shall apply to the voters, inspectors, judges and clerks acting at and in attendance upon the elections held under the provisions of this act.

How officers to be governed in receiving, &c., of votes.

SECTION 4. Whenever, by the returns of the election held in the borough of Coatesville, it shall appear that there is a majority against license, it shall not be lawful for any license to issue for the sale of spirituous, vinous, malt or other intoxicating liquors in said borough at any time thereafter, until, at an election as above provided, a majority of the voters of said borough shall vote in favor of a license.

If majority of votes be against licenses, none to be granted.

SECTION 5. Any person who shall hereafter be convicted of selling, or offering for sale in the borough of Coatesville, any intoxicating liquors, spirituous, vinous, malt or other intoxicating liquors, without a license, shall be sentenced to pay a fine of fifty dollars and confinement in the county jail for the period of six months, for the first offence, and for the second and each subsequent offence a fine of one hundred dollars and confinement in the county jail for the period of one year.

Penalty for selling without license.

SECTION 6. This act shall not be construed to prevent druggists from selling spirituous, vinous or malt liquors for medicine or medicinal purposes.

Not to prevent sales for certain purposes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 881.

An Act

Relating to fees of burgesses, justices of the peace and constables in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, burgesses, justices of the peace and constables in the county of Dauphin, shall be entitled to the same fees now allowed to aldermen and constables in the city of Harrisburg.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 882.

An Act

To fix the compensation of the county treasurer of Cumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of January, Anno Domini one thousand eight hundred and seventy-three, the treasurer of the county of Cumberland shall receive, in lieu of all fees and percentage now received by him, an annual salary of twenty-two hundred dollars, and he shall perform all the duties required by law to be performed by the treasurer of said county, and shall receive no other fees or compensation therefor than the said annual salary.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 883.

A Supplement

To an act, entitled "An Act to authorize the commissioners to lay out and open a state road from E. O. Austin's to the Forest house, in Potter county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners appointed by the act to which this is a supplement, and their successors, are hereby authorized to levy and collect a tax upon all property taxable for county purposes in the township of Keating, and that portion of Portage township, formerly attached to Eulalia township, at the same rate per centum, and to be levied and collected in the same manner as they are now authorized by to levy and collect taxes upon the unseated lands in said townships; the said taxes, when collected, to be appropriated to the purpose of opening and making the said state road.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 834.

An Act

To authorize the town council of the borough of Shenandoah, Schuylkill county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Shenandoah, in the county of Schuylkill, for the purpose of funding the debt, grading and improving the streets, and for other borough purposes, as the said town council may direct, are hereby authorized and empowered to borrow any sum or sums of money not exceeding, in the aggregate, the sum of twenty-five thou-

Authorized to
borrow money
and issue bonds
therefor.

sand dollars, and may issue bonds therefor in the name and under the corporate seal of the borough, signed by the chief burgess, and attested by the secretary of the town council; said bonds to be payable at such time or times as the said town council may direct, not more than ten years after date, with interest at the rate of not more than eight per centum per annum, which bonds shall be exempt from taxation, except for state purposes.

Section one of act of 20th March, 1867, repealed.

SECTION 2. That section one of an act, approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-seven, entitled "An Act authorizing the borough council of Shenandoah, Schuylkill county, to borrow money, and the voters to elect six town councilmen, et cetera," is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 885.

A Supplement

To an act, entitled "An Act appointing commissioners to lay out and open a state road from near Lymanville, via Dry Run and West Branch of Pine creek, to Germania, in the county of Potter.

Commissioners may lay out branch road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the said Lymanville and Germania state road are hereby authorized to lay out and open a branch to said road, commencing at a point on said road where the same leaves the West Branch of Pine creek for Germania, from thence to the house of John M. Kilborn, in Pike township, with the same powers and duties, and under the same restrictions in all respects as are contained in the act to which this is a supplement, in respect to the main line of said road.

May make changes in main line.

SECTION 2. That the said commissioners may, at any time, make such changes in the main line of said road, at any point between the termini thereof, as they may deem necessary for the public benefit, and file a copy of the survey making such change, in the court of quarter sessions of Potter county, with the same effect as the original survey: *Provided,*

Such change shall be made before the said road shall be opened at the point where the change is made.

SECTION 3. That the said commissioners are hereby authorized to cause all of the seated road tax assessed against any person residing upon the branch road mentioned in this act, to be worked out under their direction upon the said branch road, with the same authority in relation thereto as is given them in relation to the seated road tax on the main line by the act to which this is a supplement.

May cause seated road tax of persons residing upon branch to be worked out thereon.

SECTION 4. That the whole of the regular road tax and one-half of the extra road tax levied yearly upon the warrants of unseated land in the said township of West Branch, named in the act to which this is a supplement, shall be paid over to the said commissioners, to be expended upon the said state road and Kilborn branch thereof, for the year one thousand eight hundred and seventy-two, and yearly thereafter until the ten years named in the act to which this is a supplement shall expire, upon the same terms and under the same powers and regulations in relation to the collection and payment thereof as is contained in the act to which this is a supplement, in relation to the one-half of the regular road tax therein named.

Road taxes on certain unseated lands to be paid to commissioners.

How to be expended.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 886.

An Act

Supplementary to the charter of the Citizens' Building and Loan Association of Shenandoah, located in the borough of Shenandoah, in the county of Schuylkill.

WHEREAS, The Citizens' Building and Loan Association was incorporated and made a body politic in law, by the court of common pleas of Schuylkill county, at March term, Anno Domini one thousand eight hundred and seventy-two, under the acts of assembly giving the courts of the commonwealth power to erect saving fund societies and building associations into corporations: Preamble.

And whereas, The said association has been organized under said charter, and is now desirous of possessing certain additional rights, powers and franchises, which the said court had not the power under the laws to grant; therefore,

- SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- Charter validated. That the charter of the Citizens' Building and Loan Association, as granted by the court of common pleas of Schuylkill county at March term, Anno Domini one thousand eight hundred and seventy-two, recorded in the office for recording deeds, et cetera, in and for said county, in miscellaneous book, number , pages , is hereby validated and confirmed, excepting as hereinafter amended; and the said the Citizens' Building and Loan Association is hereby declared to be a corporation and body politic in law, and to be possessed of, all and singular, the rights, incidents and franchises of a corporation.
- Declared a body politic.
- Capital stock. **SECTION 2.** That the capital stock of said corporation shall consist of five thousand shares, the par value of each share not to exceed two hundred dollars; and the charter of said association shall be and the same is hereby extended and continued for the term of twenty years from the expiration of its present charter.
- Charter extended.
- Investment of funds. **SECTION 3.** That the said association may invest its funds in real estate, the clear yearly income of which shall not exceed twenty thousand dollars, and may lease, sell, dispose and convey the same to members and others as the board of directors may deem advisable for the interests of the association.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 887.

An Act

To empower the school district of Swatara to levy and collect an additional tax.

WHEREAS, Swatara township, Dauphin county, paid three hundred dollars to each and every person who was drafted into the United States service during the years one thousand eight hundred and sixty-three, four and five:

And whereas, Joseph Kerr was drafted into the United States service after he paid into the hands of the officers of said township his just share and full assessment to be saved from said draft, he was still compelled to enter the service,

because said township had not sufficient money to pay a substitute to take his place; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of said township are hereby authorized and empowered to levy sufficient tax to pay said Joseph Kerr the sum of three hundred dollars, together with the necessary expenses for collecting the same; said money to be collected by the same officers who now collect school tax, and be assessed in the same manner.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 883.

An Act

Relative to the pay of township auditors in the county of Juniata.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the township auditors of the several townships in Juniata county shall be entitled to receive two dollars per day while necessarily employed in discharging the duties of their office.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 889.

An Act

Relating to the filing of municipal liens in the city of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all liens of the city of Allegheny, for municipal assessments and taxes, shall be filed in the municipal lien docket of said city and in the corporate name thereof.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 890.

An Act

Annexing a part of Reserve township to the city of Allegheny.

Annexation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That that part of Reserve township, known and described as follows, be annexed to the city of Allegheny: Beginning at the centres of Spring Garden avenue and Wickline's lane; thence along said Wickline's lane to the Troy Hill road; thence along said Troy Hill road to Lowrie's lane; thence along said Lowrie's lane to a point where A. N. Burchfield's east line continued northwardly would intersect said Lowrie's lane; thence by said prolongation to A. N. Burchfield's east line southwardly to the continuation of Lowrie street; thence west along said Lowrie street to the city line; thence by said city line north-westerly to Spring Garden avenue and Wickline's lane, the place of beginning.

Division of
school property,
relative to.

SECTION 2. The school directors of Reserve township in the remaining part of said township, or the part annexed to the city of Allegheny, if they cannot amicably agree upon an equitable division of the school property as it stood in said

township at and before the passage of this act, shall apply to the court of common pleas of Allegheny county, who shall appoint three disinterested freeholders, according to the manner and form specified in section second of the act approved the eighteenth day of March, Anno Domini one thousand eight hundred and sixty-nine, and the whole proceeding to final judgment shall follow the form prescribed by said act of eighteenth March, Anno Domini one thousand eight hundred and sixty-nine, relating to the division of school property in the division of old wards in the city of Allegheny.

SECTION 3. That all acts or parts of acts inconsistent with Repeal. the provisions of this act are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 891.

An Act

Relative to the recording of the laws, ordinances, regulations and constitutions of the city of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall not be necessary hereafter to record any of the laws, ordinances, regulations and constitutions of the city of Allegheny in the office of the recorder of deeds for the county of Allegheny, but instead thereof the same shall be recorded by the controller of said city, or under his direction, in a special book to be provided for that purpose, and kept in his office for public examination.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 592.

An Act

To incorporate the Underwriters' Insurance Company of Pennsylvania.

Commissioners.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That E. B. M'Crum, J. P. Levan, D. C. Ehrhart, H. C. Dern and J. A. Lowry, of Altoona, Thos. D. Keller, of Pittsburg, J. Arthur Ege, of Greensburg, J. M. Bowman, of Johnstown, J. K. Lowrey, of Oil City, Dayton Sigler, of Meadville, W. L. Bair, of Latrobe, and C. M. Roeder, of Reading, are hereby appointed commissioners, who, or a majority of whom, are authorized and empowered, from and after the passage of this act, to establish and organize an insurance company, by the name and title of the Underwriters' Insurance Company of Pennsylvania, with the principal office in Altoona, and branch offices and agencies at such other places as said corporation, their successors in office, may deem necessary; said company shall be organized and managed according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and shall be limited to the risks designated in the first class in the seventh section of said act, and shall transact business on the mutual principle.
Title. Officers.	
How to be organized and managed.	
Risks. Transaction of business.	
Organization.	SECTION 2. The aforesaid commissioners, or a majority of them, shall meet within sixty days after the passage of this act, and shall organize by choosing one of their own number to act as president, one as vice president, one as secretary, and three as executive and finance committee, and may also choose one person, not of their own number, as assistant secretary, who shall serve until their successors shall have been elected: <i>Provided</i> , That not less than two of said officers shall be persons skilled in underwriting, familiar with the selection of risks and the fixing of rates.
Officers.	
Commissioners constituted directors. May adopt by-laws, designate kinds of property to be insured, &c.	SECTION 3. The said commissioners having thus organized, shall be deemed and constituted a board of directors, with authority to adopt by-laws, to adopt a seal, designate the kinds of property to be insured, the per centum of premium to be collected in cash, and the amount of premium note to be taken on each class of property, the same to be amended, altered or changed by said directors, or their successors in office, with authority to issue policies to be signed by the president or vice president, and attested by the secretary or assistant secretary, with or without a seal, and to do and perform such other acts as may be necessary for the well-ordering and management of said company.

SECTION 4. Said directors shall be divided into four classes, Directors to be classified. the first class to serve one year, the second two years, third three years, and the fourth four years; each election after the first election, shall be held on the second Wednesday of March; When elections to be held. vacancies by death, resignation or otherwise, to be filled by said directors. Vacancies.

SECTION 5. All policy holders having paid a cash premium Votes. of not less than ten dollars, and given a premium note of not less than forty dollars on policies in force at the time of an election, shall be entitled to one vote in person or by proxy.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 893.

A Supplement

To an act, entitled "An Act to provide for the collection of state, county, poor and militia taxes in the county of Bedford."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be the duty of the directors of the poor and of the house of employment of Bedford county, annually, on or before the fifteenth of March of each year, to prepare and submit to the county commissioners their estimate of the cost of maintenance of the poor for the ensuing year; and it shall be the duty of the said county commissioners to provide for raising the amount so estimated in the county rates and levies for said year, to be termed a county tax only, and to pay over or cause to be paid over to the treasurer appointed by said directors of the poor the sum so estimated in manner and form following, to wit: One-third on the first day of July, one-third on the first day of October, and one-third on the first day of January of each and every fiscal year.

Poor directors to make estimate, and submit same to county commissioners.

Commissioners to raise and pay over amount estimated.

SECTION 2. That any sum or sums of money not paid over Directors may sue for sums not paid over. as herein directed, may be sued for by the said directors of the poor and recoverable as other debts due from Bedford county are now recoverable by law.

SECTION 3. It shall be the duty of the county commissioners to pay over or cause to be paid over to the treasurer of the poor funds, appointed by said directors of the poor, all poor Commissioners to pay over taxes heretofore collected.

taxes heretofore collected by the county treasurer under the provisions of the act to which this is a supplement, and on failure to have said poor taxes so paid over it shall be lawful for said directors of the poor to sue for and recover the poor taxes so collected as other debts due from Bedford county are recoverable by law.

When estimate for present year may be prepared and submitted.

SECTION 4. For the present year the estimate provided for in the first section of this act may be prepared by said directors of the poor and submitted to the said county commissioners any time before the duplicates are placed in the hands of the county treasurer, and it shall be the duty of the said county commissioners to provide for raising the estimate so made.

Repeal.

SECTION 5. That all acts and parts of acts inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 894.

An Act

To exempt the parsonage of the First Presbyterian church of Big Spring, Newton township, Cumberland county from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the parsonage of the First Presbyterian church of Big Spring, Newton township, Cumberland county, be and the same is hereby exempt from taxation, except for state purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 895.

A Supplement

To an act relative to livery stable keepers and others in certain counties, approved March fifteenth, one thousand eight hundred and seventy-one, extending the provisions of the same to the county of Northampton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to livery stable keepers and others in certain counties," approved March fifteenth, Anno Domini one thousand eight hundred and seventy-one, be and the same are hereby extended to the county of Northampton.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 896.

An Act

Providing for the removal of the dead in the Catholic burial ground on State street, in the city of Harrisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the authorities of the St. Patrick's church, of the city of Harrisburg, are hereby authorized and empowered to remove from said cemetery, connected with said church, the remains of the dead interred therein, and to re-inter the same in such lots in the new cemetery used by said church, situate on Roberts and Thirteenth streets, in said city, as the friends and relatives of the dead may select and pay for, but if no such selection be made, then to have the same interred in such lots in said cemetery as the said authorities shall select and

Removal of
dead authorized

provide, removing the gravestones or monuments that now mark particular graves in said cemetery, and erecting the same on the corresponding graves in said new cemetery, and interring such dead as have no tombstones, or as cannot otherwise be identified, in such manner as said authorities may elect.

Notice to be given.

SECTION 2. That before any of the bodies shall be removed as aforesaid, the said authorities or some on their behalf, shall publish notice of said intended removal in one of the principal newspapers of the county of Dauphin, for at least twenty days, and that the expense of removing be borne by said St. Patrick's church.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 897.

A Further Supplement

To an act, entitled "An Act to incorporate the Delaware River and Lancaster Railroad Company," approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-eight.

May construct road by most available route.

May connect with other roads.

May issue and dispose of stock, and borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the said Delaware River and Lancaster Railroad Company to locate, build, construct and operate the said railroad by the most available route from a point on the Delaware river, at or near Point Pleasant, in Bucks county, to a point at or near Lancaster city, in Lancaster county, and to connect with any railroad now constructed or that may at any time be constructed, at either end or at any intermediate point on the line or route thereof.

SECTION 2. That said company may, from time to time, at a meeting of the board of directors called for that purpose, issue preferred and common stock, or either, as may be necessary, and dispose of the same as the board of directors may think best, and borrow any amount of money not exceeding twenty-five thousand dollars per mile for each and every mile of their said road, for the construction, completion and equipment thereof; and the president and directors of said company are hereby authorized and empowered to issue their

bonds therefor, in sums not less than one hundred dollars each, bearing any rate of interest not exceeding seven per centum per annum, and to secure the payment of the principal and interest thereof, by a mortgage or mortgages upon the road, property and franchises of the said company.

President and directors may issue bonds.

SECTION 3. That all laws or parts of laws inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 898.

An Act

In regard to certain trust estate of Maria H. Watson, of East Donegal township, Lancaster county.

WHEREAS, Doctor Nathaniel Watson did, by deed dated the seventeenth day of February, Anno Domini eighteen hundred and fifty-two, grant and convey unto John W. Clark, his heirs and assigns, but, however, to hold the same in trust for the sole and separate use of Maria H., the wife of the said Dr. Nathaniel Watson, a certain tract of land in the township of East Donegal, in the county of Lancaster, containing about one hundred and nine acres:

And whereas, It is desired by all the parties interested under the said deed, and it is greatly to their advantage that the same shall be sold; therefore,

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That Henry H. Wiley, trustee appointed by the court of common pleas of Lancaster county in the place of John W. Clark, who is now deceased, be and is hereby authorized to sell, either at public or private sale, for such sum and on such terms as he may deem best, and convey the said tract of land to the purchaser or purchasers, freed and discharged from the said trust, so that he or they may possess, enjoy, convey and assure the said tract of land with the same effect as if no trust had ever been created in regard to the same, and that the said trustee is hereby authorized and required to hold the said purchase money under the same trust declared in regard

LAWS OF PENNSYLVANIA,

to said tract of land, and with power to invest the same, and from time to time to change said investment.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 899.

An Act

To change the venue in a certain case from Schuylkill county to Lebanon county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the venue in the case now pending in the court of common pleas of Schuylkill county, in which Samuel Sheetz and William Frederick Breitenbach, minor child of William S. Breitenbach, deceased, by his guardian, Henry R. Raiguel, are plaintiffs, and Augustus W. Huber, Zacharius Batdorf, the Star Iron Company, John E. Wynkoop and Edward W. Wynkoop, are defendants, numbered fifty-six of June term, one thousand eight hundred and seventy-two, be and the same is hereby removed to the court of common pleas of Lebanon county, to the coming April term or any subsequent term of said court, where it shall be heard, tried and determined, and verdict and judgment be had therein with the same effect as if it had been tried in the county of Schuylkill; and all the records in the case shall be certified and transferred by the proper officers of said court of common pleas of Schuylkill county, to the said court of common pleas of Lebanon county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 900.

An Act

To change the venue in a certain case from Philadelphia city to Venango county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the venue in the case now pending in the district court of the city of Philadelphia, in which Peter C. Heydrick is plaintiff, Elisha W. Davis is defendant, numbered twelve hundred and fortieth, June term, one thousand eight hundred and seventy-one, be and the same is hereby removed to the court of common pleas of Venango county, where it shall be heard, tried and determined, and verdict and judgment be had therein, with the same effect as if it had been tried in the city of Philadelphia; and all the records in the case shall be certified and transferred, by the proper officers of the said district court of the city of Philadelphia, to the said court of common pleas of Venango county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 901.

An Act

To repeal an act, entitled "An Act to authorize the burgess and town council of the borough of Cherry Tree, Indiana county, to levy and collect an additional tax for the purpose of making and keeping in repair the roads and streets in said borough," approved March thirtieth, eighteen hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to authorize the burgess and town council of the borough of Cherry Tree, Indiana county,

to levy and collect an additional tax for the purpose of making and keeping in repair the roads and streets in said borough," approved March third, eighteen hundred and sixty-six, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 902.

An Act

Relating to the duties of the secretary of the school board of the Fourth school district of the city of Scranton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Secretary to be
receiver of
school taxes.

Board to pro-
vide him an
office. •

Notice to tax-
payers.

Payment of
taxes.

Delinquent
taxes.

That the secretary of the school board of the Fourth school district of the city of Scranton, in addition to the duties now imposed upon him by law, shall be receiver of all tax levied or collectible for the use of said school district, and have the same power and authority that is now by law conferred upon tax collectors; and the said school board shall provide said secretary an office in the most central part of said school district; and after the duplicates shall have been made out and placed in the hands of said secretary, he shall give thirty days' public notice thereof by posting at least fifty printed handbills in the public places of said district, stating the law in relation thereto, and where and during what hours he may be found; and all persons who shall pay their said school taxes during the said thirty days shall be entitled to a reduction of five per centum thereon; at the expiration thereof, and during the twenty days then next ensuing, taxes may be paid as aforesaid, but without any reduction; at the end of the said twenty days, the said secretary or receiver shall give ten days' public notice, as aforesaid, to all delinquents, and if at the termination thereof the same shall remain unpaid, he shall add ten per centum thereon, and shall forthwith issue a warrant of distress, directed to a constable of said city, who shall be under like obligations and penalties as he is upon process from an alderman, and shall proceed to distrain the goods and chattels of the said delinquent for the payment of said tax, and shall remove the property so distrained to the

office of said secretary, when, after due legal notice, he shall sell the same according to law, unless said property shall sooner be redeemed by the payment of taxes and costs; and the said secretary shall, as often as required by said school board, pay into the hands of the proper treasurer of said school district the amount of moneys collected, and shall, before the close of the school year for which he was elected, settle up the whole amount of said duplicate, less the amount allowed him for percentage and exonerations by said school board; and in case of the non payment of said tax upon real estate, said secretary shall certify the same, together with the amount due, to the clerk of the mayor's court of the city of Scranton, who shall enter the same on the judgment docket, in the name of said school district, against the delinquent, when it shall become a judgment lien upon said real estate, and if not paid within two terms of said mayor's court, shall be proceeded upon and collected as judgments are now by law collected; the said secretary shall receive five per centum upon all moneys collected and paid into the proper treasurer of said school district.

Secretary to settle with board.

Unpaid taxes on real estate to be entered as liens.

When and how liens to be proceeded on.

Allowance to secretary.

SECTION 2. The said secretary, before entering upon the duties of his office, shall enter into bonds in favor of the said school district in the sum of eighty thousand dollars, with ten or more sufficient sureties of his office: *And provided further*, That in default of settlement and payment within the term for which he was elected, it shall be the duty of the said board to sue the said secretary's bonds and proceed at once to the collection of the amount due thereon.

To give security

In default of settlement, suit to be brought on bonds

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 903.

An Act

Providing for the election of constables and assessors in the several wards of the borough of Columbia, in the county of Lancaster.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Election of constables and assessors.

That at the next ensuing borough election after the passage of this act, the duly qualified borough electors of each ward of the borough of Columbia shall elect one person to serve as constable, and one person to serve as assessor, for the period of one year, and annually thereafter continue so to elect a constable and assessor for each ward.

Powers, duties, &c.

SECTION 2. That the constables and assessors thus elected, shall have all the rights and powers, perform all the duties now required of, and be entitled to like fees as those now allowed to other constables and assessors in the county of Lancaster.

Repeal.

SECTION 3. That so much of the act approved the sixteenth of April, one thousand eight hundred and sixty-six, incorporating the borough of Columbia, as may be in conflict with the provisions of this act is hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 904.

An Act

To authorize the road supervisors of Hickory township, Mercer county, to levy additional taxes for road purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the road supervisors of Hickory township, in the county of Mercer, are hereby authorized and required to levy and collect annually, as other taxes are now levied and collected, a per capita tax of two dollars on each male inhabitant in said township above the age of twenty-one years, for road purposes, and also a tax for the same purpose, not to exceed three mills on every dollar of the assessed valuation of all property liable to county rates and levies in said township.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 905.

An Act

To authorize the road supervisors of West Salem township, Mercer county, to levy additional taxes for road purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the road supervisors of West Salem township, in the county of Mercer, are hereby authorized and required to levy and collect annually, as other road taxes are now levied and collected, a per capita tax of one dollar and fifty cents on each male inhabitant in said township above the age of twenty-one years, to be worked out on the roads as other road taxes are now worked out in said township.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 906.

A Further Supplement

To an act, entitled "An Act for the protection of sheep in certain counties," approved the eighth day of April, one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Mercer county shall hereafter levy, and cause to be collected, the following tax from persons owning or possessing dogs in said county, to wit: From every person owning or possessing one or more dogs the sum of seventy-five cents for each dog so owned or possessed or kept about the same house, to be assessed, collected and appropriated in accordance with the provisions of the act to which this is a further supplement; and so much of the sup-

plement to the act approved first day of April, one thousand eight hundred and sixty-three is altered or supplied, is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 907.

An Act

To incorporate the Association of the Supreme Grand Branch of the Emerald Beneficial Association of the United States of North America.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles Boyle, Michael Fleming, J. P. Maher, Patrick Boyle, Martin O'Loughlin, Thomas Langan, John W. Kelly, James F. Devine, Francis M'Collough, Thomas Dinneny, Patrick M'Cluskey, James Foley, John Devlin, John Conway, Patrick M'Guinnis, John Bradey, John F. Cassidy, Philip Coyle, citizens of the commonwealth of Pennsylvania, and Henry Blyer, Dennis J. Menton, N. L. Gorman, Thomas B. Kelley, Michael Whelan, citizens of the state of Delaware, and James Reily, Patrick Calaher, William Norton, James Smyth, citizens of the state of New Jersey, are hereby empowered and authorized to associate themselves together, for the purposes set forth in the following articles, and of acquiring and enjoying the powers and immunities of a corporation or body politic in law, for the furtherance of such purposes.

Name

Powers and privileges.

SECTION 2. The corporation shall be known by the name of the Supreme Grand Branch of the Emerald Beneficial Association of the United States of North America, and by that name and title shall have perpetual succession, and shall be able to sue and be sued, plead and be impleaded, and shall be able and capable, in law and equity, to receive, take and hold, for the use of said corporation, lands, tenements, hereditaments and estates, real and personal whatsoever, and the same to grant, bargain, sell, transfer, assign, mortgage and convey,

in such manner as the said corporation shall deem proper, and to receive and make all deeds, transfers, contracts and assurances whatsoever in relation thereto, and to make, have and use a common seal, and the same to change and renew at pleasure: *Provided however*, That the said corporation shall not be allowed to collect and have on hand, at any one time, a charity fund exceeding the sum of fifty thousand dollars for every one state in the United States: *And provided further*, That the net annual income arising from the real estate of said corporation shall not exceed the sum of five thousand dollars for any one state in the United States. Charity fund limited.
Income from real estate limited.

SECTION 3. The location of the corporation shall be in the city of Reading, and county of Berks, and state of Pennsylvania, and the principal business of the corporation shall be transacted there. Location.

SECTION 4. The object and design of said corporation, as a benevolent, beneficial and religious organization, shall be to promote the spread of the great fundamental principles of faith, hope and charity, and brotherly love, and the advancement of literature and science, and virtuous practices among all mankind, and especially among the members of this association. Object and design.

SECTION 5. The corporation shall have power to make rules, by-laws and ordinances regulating the composition and government of the corporation and all of its grand and subordinate branches, and the same to alter or renew at pleasure; also to establish a grand branch in each state of the United States; and the grand branch so established shall have power to establish within their respective states subordinate branches, and make rules, by-laws and ordinances regulating the composition and government of the grand branch and subordinate branches, and the same to alter or amend at pleasure: *Provided*, The same are entirely under the control and jurisdiction of this corporation, and are not inconsistent with this charter or with the constitution and laws of the United States, or the constitution and laws of this commonwealth, or any by-law or ordinance of this charter. Rules, by-laws and ordinances.
May establish grand branch in each state.
Powers of branches so established.

SECTION 6. The officers of this corporation shall consist of a president, vice president, secretary, treasurer and marshal, who shall be elected and installed at the annual meeting of the corporation on the first Tuesday in March, in each year, or any time set apart by the corporation hereafter; the officers of this corporation shall be elected from the delegates representing the grand branches of each state in the corporation: *Provided*, That no member can hold an office in this corporation, unless he shall have previously held an office for one year in the grand branch of the state he represents. Officers.

SECTION 7. The said corporation is hereby empowered to take and receive real or personal property, by gift, devise or bequest, the same, however, to be subject to the provisions of this charter. May receive property by gift, &c.

SECTION 8. The corporation known as the Grand Branch of the Emerald Beneficial Association of the state of Pennsylvania, may, at their next annual convention, accept the Acceptance of charter by certain corporation

provisions of this charter, and thereafter be merged in this corporation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 908.

An Act

To incorporate the Library and Literary Association of Mechanicsburg, Pennsylvania.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.

That Henry A. Longsdorf, John A. Eberly, John A. Swartz, Christian B. Niesley, Samuel N. Emminger, David E. Kast, Samuel Hauck, William Penn Lloyd, David Neiswanger, William L. Gorgas, Levi Kanffman, L. P. O'Neal, Robert H. Thomas, A. H. Brinks, Robert A. Bucher, Austin G. Eberly, John O. Saxton, Milton C. Stayman, Jacob K. Niesley, George A. Zacharias, William Bryson, J. Wier Merkel, John Carl, George Bobb, A. C. Brindle, John M. Best, James Ralston, and such other persons as are now a corporation or association in the borough of Mechanicsburg, Pennsylvania, called the Mechanicsburg Library and Literary Association, and such persons as shall hereafter become members of the corporation hereby created, are constituted a body corporate by the name of the Mechanicsburg Library and Literary Association, to be located in the borough of Mechanicsburg, Pennsylvania, for the promotion of useful knowledge.

SECTION 2. Said corporation shall have power to make and adopt a constitution, by-laws, rules and regulations for the admission, government, suspension and expulsion of its members, the collection of fees, fines and dues, the number, election and duties of its officers, the safe-keeping and protection of its property and funds, and from time to time to alter, modify, change and repeal such constitution, by-laws, rules and regulations: Provided, Such constitution, by-laws, rules and regulations are not repugnant to the constitution and laws of this state or of the United States; and in the meantime, the present constitution, by-laws, rules and regulations shall

be and continue in force, and the present officers shall hold their respective offices until others are elected in their places.

SECTION 3. Said corporation shall have perpetual succession, be capable of suing and being sued, to have a common seal and the same to alter and renew at pleasure, and shall be able and capable, in law and equity, to take and hold, for the use of said company, any real estate, goods, chattels and sum or sums of money, by gift, grant, bargain, sale, will, devise or bequest or otherwise, from any person or persons whomsoever capable of making the same, and the same to grant, bargain, sell and a good conveyance make for the use of said library and literary association, and generally to do, all and singular, the matters and things which may be lawful and necessary for them to do, for the well-being and due management of the affairs thereof. Powers and privileges.

SECTION 4. This act shall take effect immediately.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 909.

An Act

Providing for repairing the Susquehanna and Tioga Turnpike Road in the counties of Luzerne and Sullivan.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the court of quarter sessions in and for the county of Sullivan shall, at the first term of said court after the passage of this act, and thereafter at the first term in each year, appoint a taxable, to be a resident of Sullivan, Columbia or Luzerne county, to be supervisor of the Susquehanna and Tioga turnpike road; it shall be the duty of said supervisor to take charge of and keep in repair that portion of said turnpike road situated between the following points, to wit: From the south base of the North mountain to the Loyalsock creek, on the north side of said mountain, a distance of eight miles. Court to appoint supervisor.
Supervisor to take charge of portion of road.

SECTION 2. The said supervisor shall, before entering on the duties of his appointment, give bond to the commonwealth in the penal sum of one thousand dollars, with sufficient surety, to be approved by said court, conditioned for the faithful discharge of his duties. To give security

ful and judicious application of all moneys received by him for the use of said road in repairing the same, which bond shall be filed in the prothonotary's office in said county of Sullivan.

To prepare lists of warranted names of unseated lands.

To file copy with county commissioners.

Commissioners to give orders for road moneys collected on lands.

Township supervisors released from obligation to repair road.

Supervisor to purchase materials and employ laborers on road.

Powers.

Subject to.

To keep account of receipts and expenditures.

Company not to resume control of road until moneys expended are refunded.

Compensation of supervisor.

SECTION 3. That it shall be the duty of said supervisor, as soon as practicable after his appointment, to prepare lists of the warranted names of every tract of unseated land through which said road passes, including every tract the nearest line of which approaches within three miles of said road between the points above specified, making a separate list for each county through which said road passes, and naming thereon the township in which each tract is situated, and shall file a copy thereof in the commissioner's office in the county where said land is situated; after said lists shall have been filed in the manner above provided, it shall be the duty of the county commissioners, in their respective counties, to give orders upon the county treasurer for the payment to said supervisor of all moneys collected for the use of roads on said tracts of land, in the manner orders are given for the payment of road moneys to supervisors in the several townships; and the money so paid shall be deducted out of the road tax collected from unseated lands for the use of the public roads in the townships in which said lands are situated: *Provided*, That the supervisors of said townships shall be discharged from all obligations to repair the said Susquehanna and Tioga turnpike road between the points aforesaid.

SECTION 4. The supervisor appointed in pursuance of this act shall have power, and he is hereby enjoined and required, to the extent of the funds received by him, to purchase wood, timber and all other materials necessary for the purpose of making, maintaining and repairing the said turnpike road, and to employ, oversee and direct a sufficient number of laborers for that purpose, and shall have the power and authority granted to township supervisors in the forty-third section of an act relating to roads and highways, approved the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six, and shall be subject to the provisions of sections forty-four, forty-five, forty-six and forty-seven, of the aforesaid act.

SECTION 5. That the said supervisor shall keep a book in which he shall charge himself with the amount of money received by him from each county, and shall credit himself with the money expended for the use of said road, especially enumerating the several items; which book shall be kept open for the inspection of every person who requests to see the same; and it is hereby provided that the Susquehanna and Tioga Turnpike Road Company shall not resume their control over said road, or take toll for travel on the same, until the said company shall have first refunded to the several townships through which said road passes, all moneys which have been expended in repairing the same and interest thereon.

SECTION 6. That the said supervisor shall receive, out of moneys appropriated for the use of said road, the sum of two dollars per day for each day necessarily employed in discharging the duties enjoined by this act; and it is hereby provided

that this act shall continue in force ten years, after which time the said road shall be subject to the laws relating to roads and highways in the counties in which said road is located. How long act to continue in force.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 910.

An Act

To authorize the borough of Phoenixville to erect water and gas works, and to supply the said borough with water and gas.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of introducing into the borough of Phoenixville, in the county of Chester, a sufficient supply of gas, fresh and pure water, the corporate authorities of the said borough be and are hereby authorized and empowered to purchase and hold, in the name of said borough, in fee simple, or for any less estate, any water power or powers that may be appurtenant to or in said borough, or to take the supply of water from the river Schuylkill, French creek or any stream or streams, spring or springs, in Chester county, within five miles of the said borough of Phoenixville, with full power, the same or any part thereof, to grant, bargain, sell, alien, convey, mortgage, pledge, charge, encumber and demise, and dispose of at their will and pleasure. Corporate authorities may purchase water powers, &c.

SECTION 2. That the said corporate authorities of the borough of Phoenixville shall have full power and authority to provide, erect, construct and maintain all works and machinery or engines, necessary or proper for introducing into the said borough a sufficient supply of gas, fresh and pure water; and shall provide, erect, construct and maintain, all proper buildings, cisterns, reservoirs, machinery, dams, trenches, pipes, fire plugs and all works and things necessary or proper to the full and entire completion of the same; and for this purpose they are hereby authorized and empowered by themselves, their agents, artisans, engineers and workmen, with their tools, instruments, carts, wagons and other carriages, and beasts of burden or draught, from time to time, and at all

May enter enclosures, make ditches, &c.

times hereafter, to enter into and upon any lands or enclosures, and public or private roads or highways or streets, as may be necessary, and to occupy, dig, ditch and lay pipes through the same, and to erect and maintain thereon such cisterns and reservoirs as may be needful and proper for the purpose aforesaid, and the same to raise, alter and repair, doing as little damage to private property as possible, and making compensation to the owner or owners thereof, in the manner hereinafter provided for.

May enter upon lands contiguous to works, and take materials.

SECTION 3. That the said corporate authorities of the borough of Phoenixville, their superintendents, engineers, workmen and laborers, with their tools, instruments, carts, wagons and other carriages, and beasts of burden or draught, may enter into and upon lands contiguous to the dam or dams, works, cisterns or reservoirs which they may erect on the route upon which they may lay their pipes, and from thence take and carry away, earth, stone, sand or gravel, or any other material necessary to the construction, maintenance or repair of said dam or dams, works, cisterns and reservoirs, or to the proper laying down, maintenance or repair of said pipes, doing as little damage as possible to private property, and making compensation to the owner or owners thereof in the manner hereinafter provided.

Proceedings in cases of disagreement as to damages.

SECTION 4. If the parties cannot agree upon the compensation to be made to the owner or owners of such water power, lands or enclosures required for the use of said works, or for materials taken, damages sustained, or to be sustained, in the construction, maintenance and use of said works, it shall and may be lawful for the parties to refer the matter to suitable and judicious persons, to be mutually chosen, who, or a majority of whom, shall carefully examine the premises, and according to the best of their skill and judgment estimate the value of the water power, land, enclosure or materials taken or necessary to be taken, and if the injury sustained thereby; or if the parties cannot agree upon such viewers, then either of them may apply to the court of common pleas of the county of Chester, who, upon such application, are hereby authorized and required to appoint five disinterested citizens of said county, who, after being duly sworn or affirmed faithfully to perform their duties enjoined on them by this act, shall proceed to view the premises as before prescribed, and they, or four of them, shall make report to the next term of said court what damage has been done, if any, which report shall be accompanied with a map or draft describing the bounds of the land taken by said corporation, on which report being confirmed by the said court, judgment shall be entered thereon, and execution may be issued in case of non-payment of the sum awarded, with such reasonable costs as may be allowed by the court: *Provided*, That either party may appeal to the court within thirty days after such report shall have been filed in the prothonotary's office, in the same manner as appeals are allowed in other cases, upon which appeal such proceedings shall be had as are usual in actions for damages at common law: *And provided further*, That it shall be lawful for the said corporation of the borough

of Phoenixville to enter at once into the possession or use of such water powers, lands and premises, upon giving or tendering to the claimant or claimants, their bond or bonds in such amount and with such security as may be approved by one of the judges of said court, conditioned for the payment of such sum as the said claimant or claimants shall be entitled to receive after assessment made as aforesaid.

May take immediate possession of lands, &c., upon tendering bonds to claimants.

SECTION 5. That the said corporate authorities, authorized in council assembled, shall have full power and authority to pass, enact and ordain all laws and ordinances necessary to enable them to convey the said water and gas through the said borough in all directions, and to fix hydrants, fire plugs and stops, and lay down pipes wheresoever they may deem proper, and to fix and determine, from time to time, the rate of prices to be paid by the citizens and others for the use of said water and gas, and the penalties for non-payment, and to protect the water and gas works, cisterns, reservoirs, dams, pipes, plugs, lamps and hydrants from damage or destruction, and generally to do all things requisite and necessary for carrying into full and perfect effect the objects contemplated by this act.

May pass ordinances relative to conveyance of water and gas, fix hydrants, &c.

SECTION 6. That the said corporate authorities are hereby authorized and empowered, for the purpose of carrying into full effect the provisions of this act, to borrow, in the name and upon the faith, credit and responsibility of said borough, such sum or sums of money, not exceeding in the whole two hundred thousand dollars, as they may deem necessary for the purpose aforesaid, and to issue bonds or certificates of indebtedness in the name of the borough of Phoenixville, under the corporate seal, attested by the signature of the burgess, president of the town council and treasurer of said borough, to the purchaser or purchasers of said loan, in such sums as the borough authorities may see proper, and bearing such rate of interest, not exceeding seven and three-tenths per centum per annum, as may be agreed upon; and also to borrow money, in the manner aforesaid, for the purpose of redeeming and paying off such loan, and shall have all power necessary for levying, assessing and collecting a tax of not exceeding one per centum on the dollar on the adjusted valuation for county purpose, for the purpose of redeeming and paying off the said bonds or the interest thereon: *Provided*, That said loan shall be subject to the payment of state tax only.

May borrow money and issue bonds.

May borrow money to redeem loan, and levy tax.

Loan subject to state taxation only.

SECTION 7. That all money received or realized from the sale of bonds issued in pursuance of the provisions of this act, together with all water rents and gas consumed, income or forfeit from the water and gas works, shall be kept apart from other money belonging to the corporation, and shall be designated the water and gas fund, and shall be expended only in the construction, maintenance and repair of said works, the expense incident thereto, the payment of the interest of said bonds, or in the payment and redemption of said bonds.

Moneys realized from sale of bonds, water rents, &c., to be kept separate.

How to be expended.

SECTION 8. That the said borough authorities are hereby authorized to levy and assess yearly, and every year, a tax, to be called a protection tax, upon the owner or occupier of

Authorities may levy and collect protection tax.

lots having any building or buildings thereon, bounding on a street where a water pipe is or shall be laid opposite thereto, and where a fire plug is situated within one hundred and fifty yards therefrom, and that the said authorities shall have full power and authority to collect the said protection tax, in the same manner that borough tax in said borough is now collected; and that said authorities shall have the right to make such abatements and exonerations as to them may seem just and reasonable: *Provided*, That such protection tax shall not exceed the sum of seven dollars on each building or tenement, not exceeding twenty-five feet front, and a proportionate rate per foot front of building in excess of twenty-five feet: *And provided further*, That no protection tax shall be assessed and collected upon any building, where the owner or occupier of said building shall take and use the water and pay the water rent therefor.

PROVISO.

PROVISO.

Penalty for taking water or gas without authority.

SECTION 9. That if any person or persons shall open a communication into the water, or gas main or other pipe aforesaid, without authority from the proper officer of the said corporation, or shall let the water or gas on, after the same shall have been stopped by order of the said corporation or proper officer for repairs, or any other cause or purpose, or shall put up any hydrant or hydrants, pipe or pipes, in addition to those originally put up and inspected; and introduce into them water or gas without authority aforesaid, he or she or they shall be subject to a penalty of not less than ten nor more than one hundred dollars, recoverable before the burgess or any justice of the peace of said borough, as debts of like amount are recoverable, one-half to be paid to the informer and one-half to the water and gas fund of said borough.

Punishment for or injuring works, &c.

SECTION 10. That if any person or persons shall wilfully or maliciously do, or cause to be done, any act or acts whatever, whereby any building, construction, reservoir or works of the said corporation, gas or water power, or any matter or thing pertaining to the same, shall be destroyed, injured, contaminated, stopped or obstructed, the person or persons so offending shall be guilty of a misdemeanor, and may be therefor indicted in the court of quarter sessions of said county, and on conviction thereof shall be punished by fine not exceeding five hundred dollars, or be imprisoned not exceeding one year, or both, or either, at the discretion of the court: *Provided*, That such criminal prosecution shall not in any manner impair the right of the said corporation to a full compensation in damages by civil suit.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 911.

A Supplement

To an act, entitled "An Act to incorporate the Pittsburg and Norwood Railway Company with power, *inter alia*, to hold, sell and improve real estate and mine minerals," approved the twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section tenth of an act, entitled "An Act to incorporate the Pittsburg and Norwood Railway Company with power, *inter alia*, to hold, sell and improve real estate and mine minerals," approved the twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy-two, be amended so as to read as follows: The said company shall have full power to borrow money, to an amount not exceeding fifteen thousand dollars per mile for each mile of road authorized to be constructed, and in addition thereto, an amount not exceeding one thousand dollars per acre for each acre of land held by said company at any time, and may pay therefor any rate of interest not exceeding eight (8) per centum; and the said company may, and as security for and evidence of said loan, issue its bonds of whatever kind, and in such sums as the board of directors may determine, and may, at the option of said board, secure said bonds by a mortgage or mortgages on, all and singular, its franchises and property, real, personal and mixed, or on such parts thereof as may to said board seem expedient; and said mortgages, when recorded in the recorder's office of Allegheny county, Pennsylvania, shall be a valid lien upon all the property in said mortgage specified.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 912.

A Further Supplement

To an act, entitled "An Act to incorporate the city of Williamsport."

Council to appoint board of health.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same,</i> That the city council of the city of Williamsport shall, within three months after the passage of this act and annually thereafter, at the time fixed by law for the appointment of city officers, appoint a board of health for said city, to consist of one member from each ward, at least two of whom shall be practicing physicians, a majority of whom shall constitute a quorum, and the persons so appointed shall serve for one year or until their successors are appointed and duly qualified, and before entering upon the duties of their office they shall be sworn to perform the same with fidelity.
Quorum.	
Terms of office.	
To be sworn.	
Council may remove members and fill vacancies.	SECTION 2. That the city council of said city shall have power to remove any or all of the members of said board of health whenever said council shall deem it expedient so to do, and to fill vacancies occurring in said board by death, resignation, removal or otherwise.
Organization.	SECTION 3. That said board of health shall organize by the election of a president and other necessary officers: <i>Provided,</i> That the city clerk and treasurer of said city shall be <i>ex-officio</i> clerk and treasurer of said board; and the said treasurer shall pay, out of the fund appropriated for that purpose by the city council, all orders drawn on him by the president of said board, attested by the clerk; said board shall meet at least once in each month, and shall sit upon their own adjournment as they may deem necessary, and the clerk shall call special meetings when required by the president or any two members.
Officers.	
Payment of orders.	
Meetings.	
Powers and duties of board.	SECTION 4. That said board of health shall have power, and it shall be their duty, to make all needful regulations to prevent the introduction and spread of infectious or contagious diseases, by the regulation of intercourse with infected places, by the apprehension, separation and treatment of infected persons, and persons who shall have been exposed to any infectious or contagious disease, and by abating and removing all nuisances which they shall deem prejudicial to the public health; and said board of health shall have power to make all such other reasonable regulations as they shall think necessary for the preservation of the public health.
May have persons infected with contagious diseases removed to hospital.	SECTION 5. They shall have power to cause any person infected with any contagious or infectious disease to be sent to the city hospital: <i>Provided,</i> The attending physician of such sick person shall certify that such removal is necessary for the preservation of the public health.
Duty of physician.	SECTION 6. It shall be the duty of all physicians practicing within said city to forthwith report to the clerk of said board

the name and residence of all persons coming under their professional care, afflicted with such contagious or infectious disease as the board may, in their rules and regulations, designate, under a penalty of not less than ten nor more than one hundred dollars.

SECTION 7. Said board shall have power as a body, or by committee, to enter in the day time upon any premises upon which there is suspected to be any nuisance detrimental to the public health, for the purpose of examining and abating the same; and all orders for the removal of nuisance and other purposes issued to the chief of police of said city, by order of said board, attested by the clerk, shall be executed by him and his subordinates, under a penalty of not less than twenty nor more than one hundred dollars. The expenses attending the removal of nuisances by order of said board of health, shall be recovered by suit, in the name of said city, against the person or persons creating or maintaining such nuisance, and the judgment obtained therein may be enforced by *capias* against the body of such defendant, if goods, chattels, lands, and tenements of said defendant cannot be found sufficient to satisfy the same.

Board may enter upon premises to examine and abate nuisances

Police to execute orders of board.

How expenses of removing nuisances to be recovered.

SECTION 8. No person shall be permitted to clean any cess-pool or privy without first procuring a license from the board of health, under a penalty of not less than five nor more than fifty dollars.

Persons not to clean cess-pools without permit.

SECTION 9. Said board of health shall have power to make a registration of all deaths and burials occurring within said city, and to enforce obedience to such regulations by all physicians, undertakers, sextons and other persons.

May make registration of deaths and burials.

SECTION 10. Said board shall employ all such persons as shall be necessary to enable them to carry into effect the provisions of this act, and the regulations they shall adopt and publish, and fix the compensation of persons so employed.

May employ persons to carry out act and regulations into effect.

SECTION 11. Said board shall publish, from time to time, all such regulations as they shall have adopted, in such manner as to secure early and full publicity thereto.

To publish regulations.

SECTION 12. The expenses incurred by the said board, in the execution of their duties, shall be chargeable upon the said city of Williamsport, and the city council shall, annually, make provisions for the payment of the same, and fix the salaries to be paid to the members and officers of said board.

Expenses and salaries of members of board.

SECTION 13. Every person who shall violate or refuse or neglect to obey any regulation or order made by said board of health, in pursuance of the powers conferred by this act, shall forfeit a penalty of not less than five nor more than one hundred dollars; and all penalties herein mentioned shall be recovered as debts of like amount are by law recoverable, in the name of said city of Williamsport; and judgments so obtained may be enforced by *capias ad satisfaciendum*, if goods and chattels, lands and tenements, of such defendant cannot be found sufficient to satisfy the same.

Penalty for violating regulations of board.

How penalties to be recoverable.

How judgments obtained to be enforced.

SECTION 14. Every person who shall wilfully and knowingly obstruct or resist the board of health, or any of the members thereof, or any person by them appointed, in the execution of the powers to them given, or in the performance of the

Penalty for obstructing board in performance of duties.

duties enjoined upon them by this act, shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be subject to a fine not exceeding one thousand dollars, and imprisonment not exceeding one year, or both, or either, in the discretion of the court.

On removal of
styes as nuis-
ances, swine
therein to be
forfeited to city.

SECTION 15. In all cases in which hog-pens shall be removed by the said board as nuisances, the hogs therein contained shall be forfeited to the said city for the use of the poor, and shall be, by the officer removing said nuisance, delivered into the possession of the overseers of the poor of said city.

President and
clerk may ad-
minister oaths.

SECTION 16. The president and clerk of said board of health shall have full power to administer oaths in all proceedings and investigations before the said board.

WILLIAM ELLIOTT, -

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 913.

An Act

Relating to the election of city councilmen for the city of Williamsport, and to fix their terms of office.

Election of
councilmen in
1st, 3d, 4th and
5th wards.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified electors of the First, Third, Fourth and Fifth wards, in the city of Williamsport, in the county of Lycoming, shall, at their annual election for municipal officers to be held on the second Tuesday of May, in the year eighteen hundred and seventy-two, elect two city councilmen in each of said wards, one of whom shall serve for two years, and one for three years, (the candidate receiving the greatest number of votes at such election shall hold his office for the term of three years;) and thereafter there shall be one councilman elected in each of said wards who shall serve three years, and until their successors are duly elected and qualified.

How council-
men elected in
certain wards
in May, 1871, to
determine
terms of service.

SECTION 2. That the councilmen elected on the second Tuesday of May, in the year eighteen hundred and seventy-one, in the First, Third, Fourth, Fifth, Seventh and Eighth wards, in said city, shall, unless they can otherwise agree, cast lots at the council chamber on the evening fixed for the last regular council

meeting in April, Anno Domini one thousand eight hundred and seventy-two, for the purpose of determining which of said councilmen shall serve for one year, and which for two; which lots shall be cast in the presence of the city council.

SECTION 3. That all laws inconsistent herewith, or which are repealed, altered or supplied by this act, are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 914.

An Act

For the payment for services due to Capt. R. W. Hammell.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be and is hereby authorized to examine the claim of R. W. Hammell, for services as captain of the Dana Troop from July second, Anno Domini one thousand eight hundred and sixty-three, to September sixteenth, one thousand eight hundred and sixty-three, and if he find he rendered services as captain for such period under proper authority or from the governor of the commonwealth, he shall draw his warrant on the state treasurer for the amount to which he shall find the said Hammell is entitled.

SECTION 2. That if the auditor general shall find the above named R. W. Hammell is entitled to any compensation as captain of the Dana Troop, he shall certify the amount allowed to the adjutant general, who shall make claim on the United States government, to be reimbursed therefor.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 915.

An Act

Relating to the collection of taxes in the county of Indiana.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Duties of county commissioners.

That it shall be the duty of the commissioners of the county of Indiana, on or before the first day of May in each and every year hereafter, to make duplicates of the assessment of taxes for state, county, and military purposes, and deliver the same to the treasurer of said county, together with a certificate under their hands and attested by their clerk, certifying that the taxes charged therein have been duly assessed according to law.

Duties of county treasurer.

SECTION 2. That it shall be the duty of the treasurer of said county to attend at least one day at the usual place of holding elections in each borough and township in said county, for the purpose of receiving the state, county and militia taxes aforesaid, and the said treasurer shall give notice of the time he will attend, for the purpose aforesaid, at least three weeks prior to the first day of July in each and every year, by publication in not less than two nor more than three newspapers published in said county.

In case of non-payment of taxes, treasurer to issue warrant to constable.

SECTION 3. That in case any state, county or military taxes assessed in any township or borough within said county shall remain unpaid after the first day of September in any year, it shall be the duty of the treasurer to issue his warrant, under his hand, accompanied with a schedule of all such unpaid taxes, and the names of the persons against whom the same are charged in the proper duplicates, directed to the constable of the proper township or borough, whose duty it shall be to receive the same, authorizing and requiring him to demand and receive from the persons named in the schedule the sums with which they are charged therein, together with eight per centum added thereto for compensation of said constable for collecting the same; and the said warrant shall further authorize and require such constable, in case any person named in said schedule thereto annexed shall fail to pay the amount with which said person is therein charged, with eight per centum added, within ten days after demand made therefor by such constable, to levy the same by distress and sale of the goods and chattels of such delinquent, giving ten days public notice of such sale by not less than six written or printed advertisements; and in such case said constable shall be entitled to retain out of the proceeds of sale, after deducting the taxes and the eight per centum added, the same costs as are now allowed by law to constables on a levy and sale upon a writ of execution, except the commission allowed in constables' fee bill.

SECTION 4. That it shall be the duty of said treasurer, before delivering to the said constables his warrant for the collection of the unpaid taxes, to require from them respectively, a bond in the name of the commonwealth of Pennsylvania, with such security as he shall approve of in double the amount of such unpaid taxes, conditioned for the payment of the full amount of the taxes contained in any warrant and schedule, which shall be delivered to them or any of them, after deducting exonerations made by the commissioner of said county to the said treasurer, within three months after the date of the delivery of such warrant as aforesaid.

To require security from constable.

SECTION 5. That upon the delivery by the treasurer of his warrant to the constable, according to the provisions of this act, he shall charge such constable with the whole amount of tax contained in the schedule thereto annexed, in a book to be provided for that purpose, from which liability such constable and his surety shall only be discharged by payment of said amount, after deducting such exonerations as may be allowed to such constables, and certified to the treasurer by the county commissioner for mistakes, indigent persons and other cases wherein exonerations are now by law allowed to collectors of taxes.

To charge constable with taxes contained in schedule annexed to warrant.

SECTION 6. It shall be the duty of said constables respectively, on or before the first Monday in December, in each and every year, to make return to the commissioners of said county, of the unseated lands in their respective townships upon which the taxes charged thereon in said schedules remain unpaid, and of the lands therein on which personal property cannot be found sufficient to pay the taxes charged thereon in said schedules, in the manner now required of collectors of taxes by law.

Duties of constable.

SECTION 7. That it shall be the duty of the constables who shall receive warrants from said treasurer, under the provisions of this act, to settle their accounts, obtain their exonerations and pay to the treasurer of said county all money collected by them, on or before the fourth Monday in December next after receiving said warrants and schedules; and the receipt of the constable for such warrant and schedule shall be taken by said treasurer.

Further duties.

Receipt for warrant and schedule to be taken.

SECTION 8. That in case any constable shall fail to make payment and settlement, required by the previous section of this act, within the time aforesaid, it shall be the duty of the treasurer of said county to cause an action of debt to be brought upon the bond of such constable; and if on the trial of any such suit, it shall appear that such constable has not complied with the provisions of this act, judgment shall be rendered against the defendant therein for the amount for which said constable is delinquent, together with interest from and after the expiration of the period of three months aforesaid and costs of suit; and in all cases there shall be no stay of execution or other stay, any law to the contrary notwithstanding, but it shall be the duty of the said treasurer to prosecute such judgment to execution and satisfaction without delay; but nothing herein contained shall prevent said

Failure of constable to make payment and settlement.

constable from collecting said tax upon said warrant after suit may have been instituted as aforesaid.

On failure to give security collector may be appointed.

SECTION 9. That in all cases where the constable of any township or borough shall fail to give security as provided by this act, on or before the first day of September in each year, the said treasurer is hereby authorized to appoint a collector in his stead, who shall, on giving security as required of constables, proceed with the power and authority to perform the duties of constables under this act.

Duties of assessors in making extra assessments.

SECTION 10. That it shall be the duty of the assessors of the several townships and boroughs in said county, in making the extra assessments provided for by law, to certify the name of the persons applying to be assessed, with the amount of tax imposed for state and county purposes, to the county commissioners and treasurer, and to give his receipt upon the payment of the tax to the person assessed, which receipt shall be as valid as receipts given by collector in like cases under existing acts of assembly, and the said assessors shall pay over to the said treasurer, the amount so received within thirty days after receiving the same.

Treasurer to keep open office for receipt of taxes.

SECTION 11. That it shall be the duty of the treasurer of said county to keep his office open at all reasonable hours, to receive the taxes in each year, from the first day of May until the first day of August, inclusive, except when traveling on official business; and whenever required he shall give receipts for the payment of said taxes.

Penalty on treasurer, &c., for refusing to perform duties.

SECTION 12. That if any treasurer, constable, collector or assessor shall refuse to perform any of the duties required of them, respectively, by this act, he shall be considered and adjudged guilty of a misdemeanor in office, and shall, upon conviction, be fined in any sum not exceeding two hundred dollars, which fine shall be for the use of said county.

Treasurer to take charge of duplicates issued.

SECTION 13. That the treasurer of Indiana county shall, upon the approval of this act, proceed to take charge of the duplicates issued by the commissioners of said county and proceed to collect with all due diligence, under the provisions of this act, the sum or sums so as aforesaid assessed.

Salary of treasurer fixed.

SECTION 14. That from and after the first Monday in January, Anno Domini one thousand eight hundred and seventy-four, the treasurer of Indiana county shall receive the sum of two thousand one hundred dollars for every year of his services, including clerk hire, expenses of advertising, stationery and traveling.

Repeal.

SECTION 15. That so much of any law as requires the commissioners of Indiana county to appoint collectors of taxes in said county, and all laws inconsistent with this act, are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 916.

An Act

To incorporate the Farmers' and Mechanics' Saving Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James M. Couch, B. G. Welch, George A. Rahm, J. H. Springer, Frederick Gerker, George W. Downing 'and Perry Dean, and their associates and successors, shall be and they are hereby created a body politic and corporate by the name and style of the Farmers' and Mechanics' Saving Bank, to be located in Danville, and by that name shall have perpetual succession, and may sue and be sued, plead and be impleaded in any court whatsoever, may have a common seal, may renew or alter the same at pleasure, also may have the right to own and hold real estate and improve or dispose of the same at pleasure.

Corporators.

Name.
Privileges.

SECTION 2. The capital stock of said bank shall consist of two thousand shares of the value of fifty dollars each, with the privilege of increasing the same from time to time, by a vote of the directors, to an amount not exceeding ten thousand shares of like value per share, and when the capital stock is so increased the stockholders shall have the right to take the shares authorized by such increase at such price as the board of directors may name: *Provided*, That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of such stock in such manner as they may deem best.

Capital stock.

Increase.

SECTION 3. The corporators, or a majority of them, shall have power to open books for subscription to the capital stock at such times and places as they may deem expedient, and when one thousand shares or more of said stock shall have been subscribed, and fifty per centum thereon of the same paid in, the stockholders may elect a president and seven directors to serve until the next annual election, or until their successors shall have been duly elected and qualified; vacancies arising from death, resignation or inability to serve to be filled by the board.

Subscriptions.

Election of directors.

Vacancies.

SECTION 4. The said bank shall have the power and may borrow or lend money for such periods as the said bank may think proper, may discount any bill of exchange, foreign or domestic, promissory note or other negotiable paper, at a legal rate of interest, and the interest may be received in advance, and shall have the right to hold in trust or as collateral security for loans, or advances, or discounts, estate, real, personal or mixed, including the notes, bonds, obligations or accounts of the United States, individuals or corporations, and to purchase, collect and adjust the same, and to dispose

Banking privileges.

thereof for the benefit of the said bank, or for the payment of the debts as security for which the same may be held, in any market of the world, and for such price and such terms as may be agreed upon by the said corporation and the parties contracting therewith.

By-laws.

SECTION 5. The board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the laws of the state or United States, and shall have power to require payments of any amount remaining unpaid on the stock of said bank, at such times and in such proportions as they think proper, and after thirty days' notice, under penalty, in case of non-payment as required, of forfeiture to the bank of such stock and all previous payments thereon.

Payment of amounts remaining unpaid on stock.

Further banking privileges.

SECTION 6. The said bank may receive money to keep for its depositors either with or without interest payable thereon, and may buy or sell bullion, buy, sell, draw or negotiate bills of exchange, bills of lading, stocks and bonds of all companies, states, and of the United States, or other good and sufficient securities, as may be agreed upon.

May act as treasurer of charitable institutions, &c.

SECTION 7. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as a treasurer and financial agent of charitable and religious institutions and corporations, and as financial agent of the state of Pennsylvania and other states, of city governments, and counties and districts, in the management of their business, and shall give security to such institutions, states and governments for the faithful performance of the duties if required.

Dividends.

SECTION 8. The board of directors shall have power to declare and pay dividends out of the earnings of the bank to the stockholders, at such times and in such amounts as to them may seem proper.

Annual election

Officers and agents.

Votes.

Notice of elections.

SECTION 9. The annual election for president and directors shall be on the second Tuesday of January of each year, unless changed by the by-laws of the bank; the directors shall have power to elect all officers or agents they may deem necessary for conducting the business of the bank, except president; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by written proxy, but said proxy must be dated within six months of and five days prior to the election for which said proxy was given; five days' notice by publication in one or more of the county papers shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws.

Payment of deposits, &c., to minors or married women.

SECTION 10. The board of directors shall have power to pay, on application, the check, paper, receipt or order of any minor or married woman, such money, or any part thereof, as he or she may have deposited to his or her credit, or any interest or dividend accruing thereon, without the assent or approval of the parent or guardian of such minor or the husband or creditors of the husband of such married woman to attach or in any manner interfere with any deposit, interest or dividend due thereon to such minor or married woman; *Pro-*

vided, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law. Bonus and taxes.

SECTION 11. The stockholders shall be personally liable in double the amount of stock held by them to the depositors and creditors of said bank. Liability of stockholders.

SECTION 12. The said bank may receive on deposit for safe-keeping, money, jewelry, plate, stocks, deeds, bonds and valuable property, on terms to be prescribed by the by-laws of the corporation, and to take and to accept, by grant, assignment, devise or bequest, and hold, any real or personal estate or trust created in accordance with the laws of this state, and execute such legal trusts in regard to the same, on such terms as may be declared, established or agreed upon in regard thereto, to accept from and execute trusts from married women in respect to their separate property, and to act as agents in their management of such property, and may become the depository of trusts and such other funds that may be paid into or may be under the control of the several courts of this state: *Provided*, That the courts shall be satisfied of the security of said depository. May receive property for safe-keeping, and execute trusts.

May become depository of trust funds.

SECTION 13. This charter shall continue twenty years, and the legislature reserves the right to alter, amend, revoke or annul this charter at any time the interest of the commonwealth may require it: *Provided however*, That no injustice be done the incorporators. Limitation.
Reservation.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 917.

An Act

For the relief of Edward R. Biddle.

WHEREAS, By an act of the legislation of the commonwealth of Pennsylvania, approved April tenth, Anno Domini one thousand eight hundred and fifty, commissioners were appointed to sell the Franklin railroad, situated in the county of Franklin:

And whereas, The said commissioners did afterwards sell the said railroad, its franchises and privileges to Edward R. Biddle, in pursuance of the provisions of the act aforesaid:

And whereas, The legislature of Pennsylvania, by the act approved the ninth day of April, Anno Domini one thousand eight hundred and fifty-six, and for the reason set forth therein, did resume, for the use of the said commonwealth, all the

rights and privileges of the said Franklin Railroad Company, and by the act of the twelfth day of May, Anno Domini one thousand eight hundred and fifty-seven, did appoint commissioners to sell the same:

And whereas, The said commissioners did subsequently sell and convey the said Franklin railroad, its rights, privileges and franchises to James J. Dull, and after deducting the expenses of sale, et cetera, the balance of the purchase money of the said road, which was the property of the said Edward R. Biddle, namely: The sum of five thousand one hundred and sixty-six dollars and twenty-four cents was, on the fourteenth day of July, Anno Domini one thousand eight hundred and sixty, credited to the commonwealth of Pennsylvania in the settlement of a claim which the said James J. Dull held against the commonwealth of Pennsylvania, as appears by the records on file in the office of the auditor general:

And whereas, In right and justice the said sum of five thousand one hundred and sixty-six dollars and twenty-four cents, with interest from the said seventeenth day of July, Anno Domini one thousand eight hundred and sixty, should be paid over to the said Edward R. Biddle, the same being the proceeds of the sale of his property; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the auditor general be and he is hereby authorized and required to draw his warrant upon the state treasurer in favor of Edward R. Biddle, for the sum of five thousand one hundred and sixty-six dollars and twenty-four cents, with interest from the seventeenth day of July, Anno Domini one thousand eight hundred and sixty, and the state treasurer is directed to pay the same from any moneys not otherwise appropriated.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 918

An Act

To annul the marriage contract between Robert Morrow and Julia P. Morrow, his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*,

That the marriage contract entered into between Robert Morrow and Julia P. Morrow, his wife, on the sixteenth day of June, one thousand eight hundred and sixty-eight, be and the same is hereby annulled and made void, and the parties released and discharged from said contract, and from all duties and obligations arising therefrom, as fully and absolutely as if they had never been joined in marriage.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY.

No. 919.

A Supplement

To an act to incorporate the city of Scranton, changing the date of the election of certain officers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the next election for district attorney of the mayor's court for the city of Scranton, for clerk of said court and for marshal of said court, shall be held in the said city of Scranton, in the borough of Dunmore, and in the townships of Covington, Jefferson, Madison, Spring Brook and Roaring Brook, said city, boroughs and townships being in the county of Luzerne, and within the jurisdiction of the said mayor's court, on the first Friday of May, in the year of our Lord one thousand eight hundred and seventy-two; and that all officers of the said city of Scranton to be voted as prescribed in the original charter of said city, and its supplements, the first Tuesday of June next, and on the day of the next general election, shall be voted for by the qualified electors of the said city on the said first Friday of May, Anno Domini one thousand eight hundred and seventy-two; and that it shall be sufficient notice of said election this year, to the qualified electors of said city, borough and townships, to publish this act five times previous to the day of said election in any four of the papers published in the said city, borough and townships, as the majority of the members of the legislature from Luzerne county may designate in writing, the proper costs of said publication to be paid by the treasurer of said city out of the city funds.

When election for officers of mayor's court to be held.

When election for city officers to be held.

Notice of election.

Returns.

SECTION 2. That the returns of said election shall be made after two o'clock, afternoon, on the Saturday next after the day of said election; and all acts and parts of acts inconsistent herewith are hereby repealed.

Ninth ward divided into two election districts.

SECTION 3. That all that territory in the city of Scranton bounded on the north by track of Delaware, Lackawanna and Western railroad, commencing at a stone bridge over Lackawanna river to Washington avenue; thence on south and east by said avenue, to a point opposite south-west corner of the new rolling mill; thence by a direct line to Roaring Brook bridge at a steam grist mill; thence by said brook to the crossing of Lehigh and Susquehanna railroad; thence by said railroad track to Stafford Meadow brook; thence by said brook to Lackawanna river, on west by Lackawanna river from Stafford Meadow brook to point of beginning, shall constitute a separate election district, to be designated as district number two of Ninth ward; and all that territory of Ninth ward not included in said boundaries shall constitute a separate election district, and be designated as district number one of said ward.

Second district of Twelfth ward divided into two election districts.

Places for holding elections.

SECTION 4. That the Second district of Twelfth ward shall be divided into two election districts: That all the territory situated between River street and Stafford Meadow brook, in said Twelfth ward, Second district, shall constitute the First district; and the remaining territory of said Second district of the Twelfth ward shall constitute the Second district.

SECTION 5. That all elections for district number one of Ninth ward shall be held at the lock-up on Lackawanna avenue; for Second district of said ward, at house of John Goodwin; for district number one of Second district of Twelfth ward, at house of Matthew Snow; for district number two of said Second district of Twelfth ward, at house of Patrick Corcoran.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.
JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 920.

An Act

To create a revenue for the Hazleton fire department.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the town council of the borough of Hazleton be and they are hereby empowered to establish, organize, equip and control a fire department in and for the borough of Hazleton, and to provide for the expenses thereof.

Council may organize fire department.

SECTION 2. That for the purpose aforesaid, and in addition to other revenues, it shall be lawful for the said council to assess and collect a special tax upon all fire insurance companies or agencies, doing business within the borough of Hazleton, and township of Hazle; said tax not to exceed, in any one year, the amount of five per centum on the dollar of the gross premium receipts on property insured by said companies in said borough and township.

May levy special tax on fire insurance companies and agencies.

SECTION 3. That said borough council shall have full power to make all necessary and proper rules and ordinances for the government of said fire department, not inconsistent with the constitution and laws of the state of Pennsylvania, and to enforce the same by proper penalties.

May make rules and ordinances.

SECTION 4. All fire insurance companies shall, on or before the first day of January of each and every year, make and forward to the president of said borough council, under oath of officer or agent, a full and correct return of all premiums received on property insured in said borough of Hazleton, and Hazle township, and thereafter remit, upon demand, to the said president of the Hazleton borough council such proportion of the five per centum thereof as said council may have assessed.

Companies to make return of premiums received, and remit amount assessed by council.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 921.

A Supplement

To the act, entitled "An Act to incorporate the Pennsylvania Insurance Company of Pottsville," approved the eighth day of April, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporation created by this act, entitled "An Act to incorporate the Pennsylvania Insurance Company of Pottsville," approved the eighth day of April, Anno Domini one

thousand eight hundred and seventy, and now called the Mountain City Insurance and Deposit Company, be and the same shall hereafter be known and called the Mountain City Banking Company; that all insurance privileges of the said company be and the same are hereby repealed, reserving to said company the right to receive deposits and to invest the same agreeable to the provisions of said act, and all the trust and other privileges thereunto belonging; and that hereafter said company, and the capital stock thereof, shall be subject to such taxation as is now imposed upon banks created under the laws of this commonwealth, and none other.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 922.

A Further Supplement

To an act, entitled "An Act to incorporate the Lombard and South Street Passenger Railway Company," passed May sixteenth, one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever the said railway company shall construct their railway on Passyunk road, as authorized by the act of assembly to which this is a supplement and by the supplements thereto, they shall extend the same from the junction of the said road and Fifth street, along Fifth street to Lombard, and connect the same with the track on Lombard street, and they shall also lay a track on Fourth street from Lombard to South street, so as to complete the circuit.

When railway is constructed on Passyunk road, company to extend same, &c.

May borrow money and issue bonds.

SECTION 2. The said company shall have power to borrow money in any sum not exceeding one hundred thousand dollars, in addition to the sum authorized by the aforesaid act of assembly, at a rate of interest not exceeding seven per centum per annum, and for the purpose of securing the repayment of the same, and the interest thereon, to issue bonds; the principal sum shall be made payable at such time as the directors shall deem advisable, and the said bonds shall be secured by a mortgage of and on the said railway to be constructed on the said Passyunk road and the extension thereof,

and on any extension of the Lombard and South street railway that may hereafter be made, and the corporate rights and franchises granted by the supplement to said company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 923.

An Act

For the protection of fish in the Kiskiminitas river and its tributaries.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for a period of five years from and after the passage of this act, it shall not be lawful for any person or persons to take, catch or kill any fish in the waters of the Kiskiminitas river or its tributaries, in the counties of Westmoreland, Armstrong or Indiana, by means of any set-nets, dip-nets, scoop-nets, brush-nets, drag-nets, fish-baskets, by shooting or by any other device, except by hook and line: *Provided nevertheless,* That after the said period of five years shall have expired, it shall be lawful to fish by means of seines or set-nets, with meshes of not less than two inches, from the first day of October to the first day of February in each year.

Taking fish except by hook and line, prohibited for five years.

SECTION 2. Any person or persons offending against the first section of this act shall be subject to a fine of fifty dollars for each violation of the same, to be sued for by any person having knowledge of such violation, in his own name, before any justice of the peace or court of common pleas or quarter sessions in the proper county, one-half of said fine, when collected, to be paid to the treasurer of the school district in which such information was made, for school purposes only, and one half to the informant; and in default of the payment of the fine imposed by this act, the defendant shall be committed to the county jail for a period not exceeding thirty days, and the prosecutor thereof is hereby made a competent witness in the trial of said cause.

Penalty for violating first section.

Default of payment of fine.

SECTION 3. That any person or persons, companies or corporations owning dams across said river or tributaries shall, on or before the first day of September, one thousand eight

Owners of dams to erect schutes, &c.

On petition of citizens, court to appoint persons to inspect schutes, &c.

Penalty on companies, &c., for neglecting to comply with third section.

Sheriffs to dismantle fish-baskets, &c.

Public notice to be given.

May employ force.

Costs.

Penalty for neglect of duty.

hundred and seventy-two, erect the necessary schutes, slopes, fish-ways or gates to enable fish to ascend said streams at all times, and this section shall be construed as referring to all dams hereafter to be erected at the time of their erection: *Provided*, That on the written petition of five citizens of any of the three counties above named, the court of the county in which such application is made shall appoint five disinterested citizens, to be named in said petition, who are freeholders in said county, to inspect said schutes, slopes, fish-ways or gates, whose duty it shall be to determine whether or not they are sufficient for the purpose named in this act, and make a report of the same, in writing, to said court at its next session.

SECTION 4. That any person or persons, companies or corporations neglecting or refusing to comply with the provisions of the third section of this act, shall forfeit and pay the sum of fifty dollars per month for every month he or they so neglect, to be recovered and disposed of as provided for in the second section of this act.

SECTION 5. On any of the streams or parts of streams contemplated by this act, the sheriffs of the counties having jurisdiction, whenever they shall discover or be informed of the existence of such contrivances for the catching of fish, as are commonly known as fish-baskets, brush or fascine nets, or any other permanently set means of taking fish which are known to be wasteful and extravagant modes of fishing, the said sheriffs shall give ten days' notice, in two newspapers of their respective counties, that the said contrivances are known to exist, and are declared common nuisances, ordering them to be dismantled by their owners or managers, so as to render them no longer capable of taking or injuring the fishes of the streams of whatever kind; and if at the expiration of the said ten days, the dismantling shall not have taken place, then the said sheriffs shall proceed with such force, good men of the county, as may be necessary for the purpose, and destroy or dismantle the said fish-baskets, or such other devices contemplated by this section, so that they may be no longer capable of taking or injuring fish; and the accounting officers of the counties shall make good the costs of said proceedings, together with the costs incurred by the commissioners contemplated by the third section of this act, to the said sheriff or sheriffs and commissioners; and if upon being duly informed by a reputable citizen of the county, that said nuisances are in existence and require abatement, the said sheriff or sheriffs shall not proceed as directed in this act, then he or they, upon conviction in the county court of the said neglect of duty, shall be fined not less than one hundred nor more than one thousand dollars for every such neglect; said fines to be collected as ordinary fines are collected, and the proceeds divided equally between the informant or complainant and the school directors of the proper district, for school purposes only; this section is not intended to supersede any other law of this commonwealth for the suppression of fish-baskets, et cetera, if the same be found efficacious to destroy or abolish them.

SECTION 6. Any justice of the peace in the counties of Westmoreland, Armstrong or Indiana, is hereby authorized to exercise jurisdiction under this act. Justices may exercise jurisdiction under act.

SECTION 7. All acts or parts of acts inconsistent herewith are hereby repealed. Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 924.

An Act

Relating to City avenue.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of City avenue, (being the boundary road between the city of Philadelphia and Montgomery county,) as extends from the Schuylkill river to the dividing line between the farm of John Mann and David Scull, Junior, be kept in repair by the city of Philadelphia, and so much of said road as extends from the said dividing line between John Mann and David Scull's, Junior, farms to the Delaware county line shall be kept in repair by the road supervisors of Lower Merion township, Montgomery county; this act shall take effect immediately on its passage, and all acts inconsistent with the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 925.

An Act

Providing for the relief of John A. Rex by the commissioners of Montgomery county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Montgomery county are hereby authorized and required to inquire into and adjust the claim of John A. Rex, a volunteer soldier, mustered into and served, in the navy of the United States for the period of four years, to the credit of the quota of Montgomery county, and if any claims for bounty are found due him pay such amount of bounty as he is entitled to under the name of John A. Rex, or the name he enlisted, John A. Davis: *Provided,* That the amount shall not exceed the sum of three hundred dollars, with interest from the first day of June, Anno Domini one thousand eight hundred and sixty-four.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 926.

A Further Supplement

To the act, entitled "An Act to confer on certain associations of the citizens of this commonwealth the powers and immunities of corporations and bodies politic in law, and to confirm charters heretofore granted," approved April twelfth, one thousand eight hundred and fifty-nine, as far as relates to Juniata county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter or charters of incorporation, heretofore granted by the courts of common pleas of Juniata county to mutual saving fund, loan, land and building associations,

under authority of the act of the twelfth of April, Anno Domini one thousand eight hundred and fifty-nine, entitled "An Act to confer on certain associations of the citizens of this commonwealth the powers and immunities of corporations and bodies politic in law, and to confirm charters heretofore granted," and its supplements, are hereby declared to be legal and valid, notwithstanding any irregularities or defects of form or substance in the proceedings by which said charters were obtained from said courts.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 927.

An Act

Authorizing the governor to appoint an additional notary public for the county of Lehigh and city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That, in addition to the one now provided for by law, the governor be authorized to appoint an additional notary public for the county of Lehigh, to reside in the borough of Slatington, of said county, and one for the city of Philadelphia.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 928.

An Act

To incorporate the Raystown Branch Boom Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That J. Simpson Africa, John S. Miller, A. Porter Wilson, Mordecai B. Massey and Jonathan B. Kidder, their associates, successors and assigns, be and they are hereby constituted a

Title. body politic and corporate, by the name, style and title of the Raystown Branch Boom Company, and by that name may

Powers and privileges. sue and be sued, plead and be impleaded in all courts of record and elsewhere, have a common seal, to be altered by them at pleasure, make by-laws, not repugnant to this state or of the United States, for the management of their corporate concerns, and have and enjoy all the rights and powers of a corporation.

May erect booms. **SECTION 2.** That the said corporation are authorized and empowered to erect and maintain on the Raystown Branch of the Juniata river, between the mouth of said stream and Isett's mill, such boom or booms, with piers, as may be necessary for stopping and securing logs, masts, cross-ties, spars, and other lumber floating upon said river, and erect such piers, side, branch or shear booms as may be necessary for

Proviso. that purpose: *Provided,* That all persons shall have the same privilege of landing rafts of logs, masts, cross-ties, or other lumber, and fastening the same as they have heretofore enjoyed; and the said corporation shall construct and at all times keep and maintain their piers and booms sufficiently strong to secure all the lumber contained therein, but no person shall be allowed at any time to encumber said booms with rafts, either of logs or other lumber.

Damages. **SECTION 3.** That if any person or persons shall suffer damage by the exercise of the powers herein granted by said corporation, and the amount thereof cannot be agreed upon by the parties, or some suitable person or persons agreed upon to estimate the same, the court of common pleas of the county of Huntingdon shall, upon the application of either party, cause said damages to be ascertained by three disinterested freeholders of said county, to be appointed by said court, who shall make report to the said court on or before the first day of the term next after the award shall have been made, and which being confirmed by the court shall have the effect of a judgment from the time of such confirmation: *Provided however,* That if either party be dissatisfied with the award of said commissioners, and shall, at the term when said award is presented for confirmation, apply to said court for a trial by jury in the manner as like cases are determined, the court shall direct an issue to determine the amount of such damage

accordingly, and if the verdict shall not be more favorable to the party applying for a jury than the award given by the commissioners, judgment for costs shall be rendered against the applicant, and if the verdict be more favorable to the party applying for a jury than was awarded by the commissioners, the applicant shall recover costs, and execution shall in either case issue upon the judgment: *Provided*, That said corporation shall not take any private property until adequate compensation be made or security be given or tendered therefor.

Not to take property until compensation is made or security tendered.

SECTION 4. That if any person or persons shall wilfully or maliciously injure or destroy any of such booms or piers or other works connected therewith, he or they shall pay treble the amount of damages to the corporation, to be recovered by action of trespass, and in addition thereto be liable to indictment and prosecution for a misdemeanor, and, on conviction, shall be sentenced to pay a fine not exceeding one hundred dollars, and undergo an imprisonment not exceeding six months, or both, or either, at the discretion of the court.

Injuries to booms, relative to.

SECTION 5. That the said corporation shall have the right to charge and collect toll or boorage upon the lumber thus boomed, rafted and secured, including warps and wedges by which they are rafted, to wit: Ninety-five cents per thousand feet board measure for board logs, and a reasonable sum finding warps, rafting and booming all square timber, spars, clap-board, ties, bolts and other lumber in proportion to other board logs; and that it shall and may be lawful for the said corporation to deliver the lumber which may have been received in their said boom or booms to the owner or owners thereof, and to collect toll or boorage from such owner or owners, to wit: Ninety-five cents per thousand feet board measure for boards, logs and other lumber, and a reasonable sum for finding warps, rafting and booming, and all square timber and other lumber in proportion to board logs as debts of a like amount are recoverable; and the said corporation shall have a lien on all logs and other lumber thus boomed for the payment of all boorage and other expenses until such times as the same shall be paid to the corporation.

Tolls or boom-age.

SECTION 6. That if any logs shall be boomed, rafted and secured as aforesaid, and no person should appear to claim the same and pay the tolls thereon, it shall be lawful for the corporation, after advertising the same sixty days in the town of Huntingdon, with the marks thereon, if any there be, to dispose of the same to the best advantage, if no owners appear to claim the same; and the owner at any time within one year from said sale shall be entitled to receive the proceeds thereof, after deducting the tolls, expenses and necessary charges; but if not claimed within one year, the proceeds shall be vested in the corporation for their own use.

Unclaimed logs may be sold by company.

SECTION 7. That for the purposes aforesaid, the said corporation be and are hereby authorized and empowered to hold and possess any real estate adjacent to said boom or booms, or convenient thereto, with leave to build all such buildings, saw-mills or manufactories of lumber as may be deemed necessary for the convenience or management of the affairs of

May hold real estate adjacent to booms, and erect manufactories.

May occupy
land on shores
of stream.

said corporation; and for the same purposes their agent and those in their employ are hereby empowered to use and occupy the lands in either shore of said river, so far as may be necessary, at the place or places where said boom or booms are erected, and at such other place or places as may be necessary for securing logs, railroad ties and other lumber, and to pass and re-pass to and from said boom or booms over the lands on both sides of said river, for the purpose of making repairs from time to time, and generally for doing all matters and things necessary for the full accomplishment of the objects of this corporation, subject, however, to pay such damages as may arise in the prosecution of such objects or purposes, the damage to be ascertained as in the third section of this act.

Capital stock.

SECTION 8. The capital stock of the said corporation shall consist of two hundred (200) shares of twenty-five dollars each, with power to increase the same to twenty-five thousand dollars; and whenever one-tenth of the said stock shall be subscribed, and one dollar upon each share subscribed shall be paid in, and a certificate of the same shall be presented to the secretary of the commonwealth, letters patent shall be granted to the said corporation.

Letters patent.

Election of president and directors.

SECTION 9. That upon the granting of letters patent a meeting for the election of a president and three directors of the said corporation shall be held in the borough of Huntingdon, of the time and place of which meeting two weeks' notice shall be given in at least one newspaper published in the county of Huntingdon, and each share of stock shall entitle the holder thereof to one vote.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W GEARY.

No. 929.

An Act

To incorporate the Safe Deposit and Trust Company of Wheatland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles A. Wood, James T. Wood, J. F. McClellan, C. Lewis, W. O. Leslie, John P. Reed, A. O. Baldwin and Ed-

Corporators.

ward Clark, and their associates and successors be and they hereby are created and constituted a body corporate and politic in law and in fact, by the name style and title of the True, Safe Deposit and Trust Company, and by that name shall have perpetual succession, the right to sue and be sued, plead and be impleaded in all courts of law and equity, to have a common seal and the same to break, alter and renew at pleasure, and do all things in their corporate name that they could as individuals. Powers and privileges.

SECTION 2. Said corporation shall have power and authority to receive on deposit for use, investments or safe-keeping, any and all money, jewelry, plate, stocks, bonds and valuable papers and property of every kind, on such terms as shall be prescribed by the by-laws of this company; and also shall have power and authority to receive and hold on deposit, and in trust and as security, on such terms as may be agreed upon between the contracting parties, estate, real and personal, and shall have power to dispose of the same according to the terms of such agreement, and purchase, own, hold, collect, adjust, settle, sell and dispose of lands, tenements, notes, bonds, mortgages, rents and obligations of all kinds, and accounts of companies, corporations and individuals, and loan money on real and personal securities or obligations, in any place and such terms as to time and use as may be agreed upon between them and the parties contracting with them; and may use or loan the capital, funds or profits of this corporation, or the funds deposited with said corporation, if agreed to by the depositors, in the purchase of lands, construction of buildings or public works, or in the bonds of solvent corporations; and may make insurance of such property and of rents, and for the fidelity of persons holding places of trust, on terms fixed by the by-laws, and may do and perform any and all manner of things necessary for the success and profit of this corporation, the same as though herein particularly stated; and this corporation, on appointment by any court, may act as receiver, assignee, guardian, executor, administrator or other trustee of any moneys or estate; and whenever this corporation shall receive and accept the office or appointment of such trust from any person or persons, register of wills or courts, its assets shall be held as security for the faithful performance of such trust; and any executor, administrator, guardian or trustee having the custody or control of any money, bonds, stocks, securities or other valuables belonging to others, is hereby authorized to deposit the same for safe-keeping with this company. Further powers.

SECTION 3. The capital stock of this company shall consist of not less than one thousand shares of one hundred dollars each, being one hundred thousand dollars, with the privilege of increasing the same to five hundred thousand dollars, by a majority vote of the stockholders called for that purpose; the corporators herein, or any three of them, may open books of subscription to the capital stock, at such times and places, and under such restrictions, as they may determine; when not less than three hundred shares have been subscribed, the corporators having charge of the books of subscription shall Capital stock.

Election of
officers.Commence-
ment of business.Assessments on
shares.Place of busi-
ness.

By-laws, &c.

have power, on five days' notice, to call a meeting of all the stockholders, who, out of their number, may elect a president, treasurer, secretary and five directors, (and if necessary, in order to save expense or for convenience, the president and treasurer may each be one of said directors;) and the officers so elected shall constitute a board of management, under whose control and superintendence shall be all the affairs of this company, and they shall hold their offices until their successors are duly elected and qualified; there shall be an annual election held for the election of the aforesaid officers, the time of holding of which shall be fixed in the by-laws; on payment to the treasurer, when elected and qualified, of ten dollars on each share subscribed, said company may commence business; and the board of management shall have the power to assess and require payments of the balance on each share subscribed, in such instalments as they shall deem expedient: *Provided*, That no stockholder or officer shall be assessed or liable for any purpose whatever, for any greater sum than the face of the stock held by such stockholder or officer.

SECTION 4. The place of business of this corporation shall be at Wheatland, Mercer county, Pennsylvania, or such other locality as may be deemed most suitable; said board of management shall have power to make any and all by-laws necessary for the management of the affairs of said corporation, fix the amount and require security of its officers and employees, and employ all clerks and assistance which may be necessary.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 930.

An Act

Entitled an act to incorporate the Mount Carmel Saving Bank.

Corporators,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Samuel A. Bergstresser, A. M. Montilius, Henry Hile, David Heiser, Amos Vastim, Robert Davidson and David Llewellyn, and all other persons who shall hereafter become

stockholders in the company incorporated, shall be and are hereby created a body corporate, by the name of the Mount Carmel Saving Bank, and by that name they shall be capable by law to hold and dispose of property, to sue and be sued in any court whatever, to make, have and use a common seal, and to alter and renew the same at pleasure, to make and put in force all such by-laws, ordinances and regulations necessary for conducting the business of the corporation, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation, to be located in the town of Mount Carmel, county of Northumberland: *Provided*, That a misnomer of said corporation, in any instrument, shall not vitiate the same, if the intent of the parties can be clearly ascertained.

Name.

Powers and privileges.

Misnomer.

SECTION 2. That the purpose of this act is to organize and incorporate a savings bank and loan company; that the business of said corporation shall be to receive on deposit, from all persons who shall offer the same, any sum or sums of money not less than one dollar, and to transact any other business transacted by banks in this commonwealth, and to purchase and sell promissory notes and bills of exchange; to take and accept by grant, assignment, transfer, devise or bequest, and hold any real or personal estate, or trust created in accordance with the laws of this state, and execute such legal trusts in regard to the same, on such terms as may be declared, established or agreed upon in regard thereto; to accept from and execute trusts for married women in respect to their separate property, whether real or personal, and act as agents for them in the management of such property, and to receive and become the depository of all trusts, and such other funds that may be paid into or be under the control of the several courts of this state, and the laws of the same: *Provided*, That the said courts shall be satisfied of the security of the said depository: *Provided however*, That nothing in this act shall be construed to authorize the issue of circulating notes; such deposits with interest, at such rates as may be agreed upon, in lawful money, national bank notes, or notes of banks incorporated in this state, in sums not less than one dollar when required during business hours: *Provided*, That deposits by married women and minors may be repaid to them, and such re-payments made upon their orders, checks or receipts, shall discharge said corporation from any further claims for the same; and deposits so made by married women or minors, shall not at any time be subject to the claim or demand of or payable to the husband of said married woman, or the parent or guardian of such minors.

Purpose.

Business.

Prohibition.

Deposits by minors and married women.

SECTION 3. That for the security of the depositors of the said corporation it shall be the duty of the persons named in the first section, and such others as may become associated with them as stockholders in the company incorporated to raise and form a capital of one hundred thousand dollars, to be divided into shares of one hundred dollars each, and paid in as shall be required by the board of directors, but one-half thereof shall be paid in before the said corporation shall com-

Capital stock.

Increase.	mence business; the directors of said corporation may increase the capital stock thereof, as they shall from time to time elect, to any amount not exceeding three hundred thousand dollars: <i>Provided</i> , That the stockholders, at the time of such increase, shall each be entitled to a <i>pro rata</i> share of such increase, upon the payment of the par value thereof, said right to be forfeited if not availed of within ten days of the time fixed for the subscription by public or personal notice.
Investment of funds.	SECTION 4. That the said corporation shall have authority to invest its funds in the purchase of stocks of this commonwealth, or of the United States, or in the stocks or bonds of any city or borough authorized to be issued by any act of the legislature of this commonwealth, or in other stocks, or in bonds or mortgages, promissory notes with approved security or endorsement, and other approved and valid securities, or in such other manner as may be deemed appropriate and safe by the directors: <i>Provided</i> , That in no case the interest charged exceed the legal rates.
Form of certificate to depositors, mode of electing directors, &c.	SECTION 5. That the directors shall have power, by their by-laws, to prescribe the form of certificate to be issued to depositors, and the mode of making them transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors in such manner as the by-laws may prescribe, but the whole number of directors shall at no time exceed nine.
Meeting of corporations.	SECTION 6. That there shall be a meeting of the majority of the persons named in the first section, on such days, within twelve months from the passage of this act, as a majority of them shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation, and choosing, from among the subscribers, nine directors to manage the affairs of the said corporation; said directors shall choose from their own number a president and cashier, and may appoint and remove at will such other officers as they shall deem necessary; said president and cashier to remain in office until a new election shall take place as provided in the by-laws, and to have and exercise all the rights, powers and privileges which are intended to be hereby given.
Purpose of meeting.	
Cashier and other officers.	
Real estate.	SECTION 7. That the real estate which it shall be lawful for said corporation to hold shall be only such as is requisite for the accommodation and convenient transaction of its business, and such as it may find necessary to purchase at judicial sale, or otherwise, to secure debts due it; and that in all cases of loans upon real estate the expenses of searches and examinations of certificates and recording papers shall be paid by the borrower.
Expenses of searches to be paid by borrower.	
Dividends.	SECTION 8. That it shall be the duty of the directors of said corporation, on the first Monday in January and July in each year, to make and declare, out of the net proceeds and profits of the business of said corporation, a dividend of so much thereof as they may deem best, and the same to pay over to the stockholders or legal within ten days thereafter, and to make a full exhibit of the affairs of the said institution, ac-
Exhibit of affairs.	

ording to the acts of the general assembly in such case made and provided.

SECTION 9. That the shares of said corporation shall be transferable on its books in such manner as may be designated by the by-laws thereof; that each stockholder shall be entitled to cast one vote, in person or by proxy, for each and every share of stock by said stockholders them owned; that if any person or persons shall subscribe to the original or the increased stock of said corporation and shall omit to pay any instalment of the same for the period of thirty days after the time prescribed for the payment thereof, the moneys theretofore paid by such subscriber, and the stock by him or her subscribed for, shall be forfeited to said corporation, and the directors of the said corporation may sell and dispose of the said stock as they may deem most advantageous to said corporation; that the books of the said corporation shall, at all times during business hours, be open for the inspection of such agents as the legislature shall appoint for that purpose.

Shares transferable.

Votes.

Fallure to pay instalments.

Books to be open for inspection.

SECTION 10. That the officers and agents of the said corporation, upon entering upon the discharge of their duties, shall give bond in such an amount as the directors shall fix, for their fidelity and good conduct, and for the safe keeping and appropriation of all such sums of money as shall be placed in their charge by depositors and others, and that the directors of said corporation may require an increase of the amount of said bonds whenever they may deem it necessary; that such portions of the by-laws and regulations of the said corporation as relate to the receipt and payment of depositors, and to the rate of interest paid thereon, shall be put up in a conspicuous place in the office where the business of said corporation is transacted.

Officers and agents to give security.

Portions of by-laws and regulations to be put up in office.

SECTION 11. That this charter shall continue for the period of twenty years, but the legislature reserves the right to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injustice shall be done to the corporators: *And provided further*, That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Limitation.

Reservation.

Bonus and taxes.

SECTION 12. Each stockholder shall be individually liable to the depositors and other creditors of said bank in double the amount of capital stock held by him or her.

Individual liability.

WILLIAM ELLIOTT,

Speaker of the House of Representatives

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 931.

An Act

To regulate the construction of bridges in the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter it shall be unlawful for any company heretofore incorporated or which may hereafter be incorporated, or for any persons to build or re-build any bridge which terminates in the limits of the city of Pittsburg, of wood or other combustible material, unless the consent of the councils of said city of Pittsburg shall have been first obtained for the construction of the same: *Provided,* That this act shall not be construed to prevent the use of wooden flooring upon any bridge otherwise constructed of iron, or other incombustible material.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 932.

An Act

To amend an act, entitled "An Act to incorporate the Warren and Jefferson Railroad and Coal Company," approved the fourth day of April, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That said act be and is hereby amended by inserting after the word "railroad," in the sixth line, section first, the words, "and coal," making the same correspond with the title of said bill.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 933.

An Act

To allow the Lackawanna and Susquehanna Coal and Iron Company to increase their stock and bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Lackawanna and Susquehanna Coal and Iron Company may, in addition to amount already authorized in their charter, issue stock to the amount of three millions of dollars, and bonds upon any or all of their real or personal property to the amount of fifteen hundred thousand dollars, bearing the same rate of interest and under the same regulations as those authorized in the charter of said company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 934.

An Act

To incorporate the Mysterious Pilgrims of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That David Beitler, Geo. Moore, John L. Hill, H. C. Selby, Wm. A. Thorp, Wm. R. Leeds, Chas. A. Porter, Marshall C. Hong, Jos. H. Edwards, R. C. Tittermary, Jos. C. Tittermary, Wm. F. Scheible, John Welsh, Alex. M'Cuen, Geo. D. Glenn, Saml. P. Jones, Junior, Isaac T. Sharp, Wm. A. Delaney, Erastus Poulson, Richard Peltz, Isaac W. Van Houten, Jacob B. DeHaven, Gideon Clark, Wm. H. Taggart, Samuel Josephs, Hamilton Disston, Fred. J. Walter, Peter A. B. Widener, be and they are hereby incorporated a body politic in deed and in law, by the name, style and title of the Mysterious Pilgrims of Philadelphia, and by the same shall have perpetual succession, and shall be able to sue and be sued,

Corporators.

Title.

Powers and privileges.

implead and be impleaded in all courts of record or elsewhere, and to purchase, receive, have, hold and enjoy to them and their successors, lands, tenements, rents, annuities, franchises and hereditaments, goods and chattels, of what nature, kind and quality soever, real, personal or mixed, or choses in action, and the same from time to time to sell, grant, devise, alien or dispose of: *Provided*, That the clear yearly value or income of the necessary houses, lands and tenements, rents, annuities or other hereditaments and real estate of the said corporation and the interest of money by it invested shall not exceed two thousand dollars (\$2,000) per annum; and also to make and have a common seal, and the same to break, alter and renew at pleasure; and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of the said corporation, not being contrary to this charter and the constitution and laws of the United States, or of this commonwealth, and generally to do all and singular the matters and things which to them it shall lawfully appertain to do for the well-being of the said incorporation, and the due management and ordering of the affairs thereof.

May borrow money and issue certificates.

SECTION 2. That the said corporation shall be authorized to borrow any sum of money not exceeding twenty thousand dollars, (\$20,000,) and issue certificates of fifty (\$50) dollars each thereof.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 935.

An Act

To incorporate the Manhattan Club of Philadelphia.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Lewis R. Hebbard, George K. Maguire, James Donaldson, Charles B. Duncan, John Thompson, Thomas Leonard, C. C. Widdis, W. J. Callahan, Park H. Cassady, G. W. Christ, William J. Galbrath, B. C. Duncomb, Edwin J. Willits, Wm. J. Peacock, Sylvester Y. Kerns, James V. Stokes, Alvin E. Thayer, Jacob Stein, Alex. M'Cuen, M. S. Mattack, Thomas H. Collett, John M'Connell, Charles Schneider, A. B. Harris, Charles F. Blight, A. W. Bachman, George W. Graham, George E. Askin, Lewis Morris, William T. Campbell, M.

Specht, William G. Smith, Thomas Oaks, John M. Dunn, F. W. Kretschman, William F. M'Cully, Edward Reynolds, William D. Kendrick, Harry C. Jewell, Almorán Garman, George Ruecht, Gordon Gavitt, William C. Freas, John G. Hollick, William Marks, William H. Garrett, Isaac Helms, Samuel Erwin, and such other persons as have been or may hereafter be associated with them for the purposes of said association, are hereby erected into and declared to be a body politic and corporate by the name, style and title of the Manhattan Club of Philadelphia, and by the same style and title shall have perpetual succession, and may purchase, take and hold, by gift, grant, demise, bargain and sale, devise and bequest, or by any other lawful mode of conveyance, any lands, tenements, goods, chattels and estate, real, personal or mixed, and the same, or any part thereof, from time to time, may sell, alien, mortgage or otherwise dispose of, and may have a common seal, which they may alter and renew at their pleasure; *Provided*, That the clear yearly value or income of all the estate and property of the said corporation, including interest on all moneys by them lent, shall not exceed the sum of five thousand dollars exclusive of the real estate in the actual occupancy of the corporation.

Title.

Powers and privileges.

Income limited

SECTION 2. That the officers of the said corporation, hereafter to be elected, shall be a president, two vice presidents and ten directors, who shall choose and appoint from their own number a secretary, and also a treasurer; the said officers shall be elected at their regular annual meeting, and if an election be not held on that day, the corporation shall not for that cause be dissolved, but an election shall be held as soon thereafter as possible, and until such new election shall take place the former officers shall continue and hold over.

Officers.

SECTION 3. That the duties and rights of the members of said corporation, the powers and functions of the officers thereof, the mode of supplying vacancies in office, the times of meeting of said corporation or its officers, the number which shall constitute a quorum thereof, respectively, at any such meetings, the mode of electing or admitting members, the terms of their admission, and the causes which justify their expulsion, and the manner of effecting the same, and the mode and manner in which the property of said corporation shall be divided and appropriated in case of a dissolution of said corporation or winding up of its affairs, shall be regulated by the by-laws and ordinances of said corporation, which they are empowered to make and alter, in the manner which may be therein mentioned: *Provided*, That the said by-laws and ordinances shall not be repugnant to or inconsistent with the constitution and laws of the United States or of this commonwealth.

Duties of members, powers of officers, &c., to be regulated by by-laws.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.
JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 936.

An Act

To authorize the rector, church wardens and vestrymen of Gloria Dei church, in the district of Southwark, to extinguish certain ground rents, and to sell and convey certain real estate.

Preamble.

WHEREAS, The rector, church wardens and vestrymen of Gloria Dei church, in the district of Southwark, are seized of certain ground rents reserved upon conveyances of sundry lots of ground by the said corporation in years past, which by reason of the small amounts of said rents are troublesome to collect, and which present owners of said lots of ground are desirous to have extinguished :

And whereas, The said corporation is also seized of certain unimproved lots of ground which it would be advantageous to the corporation to sell and dispose of; therefore,

Authorized to
extinguish cer-
tain ground
rents.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said rector, church wardens and vestrymen of Gloria Dei church, in the district of Southwark, be and they are hereby authorized and empowered to grant, bargain, sell and convey, or forever extinguish, the several ground rents reserved, payable to, or now owned and held by the said corporation, for the best prices that can be obtained for the same, and make, execute and deliver all necessary deeds and assurances in the law for effectuating the purposes aforesaid, without any liability on the part of the purchasers to see to the application of the purchase money; and the proceeds of such sales or extinguishments shall be invested by the said corporation for the same uses and purposes as those for which the said ground rents are now held.

Authorized to
sell certain real
estate.

SECTION 2. That the said rector, church wardens and vestrymen of Gloria Dei church, shall also be and they are hereby authorized and empowered to grant, bargain, sell and convey, in fee simple, for the best prices they can obtain for the same, the lot of ground of which the said corporation is seized, situate on the west side of Swanson street, beginning at the distance of thirty-nine feet eight inches south of Christian street, in the Second ward of the city of Philadelphia, containing in front or breadth, on Swanson street, thirty feet and seven inches, and in length or depth westward, by the several courses and distances on the north line thereof, two hundred and eighty-two feet eight inches or thereabouts, and by the several courses and distances on the south line thereof, by the parsonage, Sunday school building and burying ground of the Gloria Dei church, two hundred and ninety-six feet one inch to Otsego (late Church) street, on which street the said lot contains in front one hundred and eighteen feet seven inches; also, all that certain lot or piece of ground situate in the

square between Front and Second streets and Christian and Carpenter streets, in the Second ward of the city aforesaid, at the distance of one hundred and fifty feet east of Second street, one hundred and forty feet west of Front street, and one hundred and forty feet south of Christian street, containing on the northernmost line one hundred and twelve feet four inches, on the southernmost line thereof one hundred and twenty-four feet seven inches, on the easternmost line one hundred and twenty-nine feet nine inches, and on the westernmost line one hundred and eight feet six inches, and to make, execute and deliver to the purchasers of said ground all necessary deeds and assurances in the law for effectuating the purposes aforesaid, without any liability on the part of purchasers to see to the application of the purchase money; and the proceeds of such sales shall be invested by the said corporation for the same uses and purposes as those for which the said ground is now held.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY.

No. 937.

An Act

To incorporate the Red Bank Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James H. Mayo, J. M. Brinker, James F. Clark, F. W. Martin, C. E. Andrews, John L. Murphy and W. H. Smith, or a majority of them, their associates, successors and assigns, be and they are hereby created a body politic and corporate, by the name, style and title of the Red Bank Mining Company, which shall be and is hereby fully vested with all the powers, privileges, duties and obligations conferred upon the American Mineral, Land and Mining Company, by an act of the legislature of the state of Pennsylvania, approved the thirteenth day of June, Anno Domini one thousand eight hundred and sixty-six, and any supplement or supplements thereto, and shall have power to sell and convey, or otherwise dispose of such portion or portions of its real estate, from time to time, as its board of directors may deem advisable; and shall have

power to borrow money and issue bonds, not exceeding in amount one half of its capital stock, from time to time, as its board of directors may desire: *Provided*, The provisions of this act shall only apply to the counties of Jefferson and and Clarion.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 938.

An Act

To exempt the property of the Philadelphia Orthopædic Hospital from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the property and estate of the Philadelphia Orthopædic Hospital, situate in the city of Philadelphia, be and the same is hereby exempted from the payment of all taxes, and that such exemption shall include the taxes assessed for the year one thousand eight hundred and seventy-two, except for state purposes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 939.

An Act

For the payment of Hamilton Alricks, Jr., for the design and working drawings of the monument erected to soldiers in the late war with Mexico.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and directed to pay, on the warrant of the governor, one hundred dollars, or so much thereof as may be necessary to compensate Hamilton Alricks, Jr., for the execution of the design adopted by the commissioners appointed by act of assembly to erect a monument to the memory of citizens of Pennsylvania who were slain or lost their lives in the late war with Mexico.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 940.

An Act

Relative to insane and indigent persons in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, when any insane or indigent person not cared for, nor claimed by the authorities of either or any poor district of Allegheny county, shall have been taken into custody by any officer authorized to make arrest, or if detained by any captain of the watch or other municipal authority, or by the warder or assistant warden of the county jail, or any officer having charge of any police station or jail in this county, it shall be incumbent upon such officers so detaining such insane or indigent person to present a petition to the judges of the court of common

Officers arrest-
ing and having
charge of insane
or indigent per-
sons, to petition
court.

pleas of Allegheny county within twenty-four hours after said person shall have been placed in his custody, accompanied by the evidence or affidavit of two reputable citizens, setting forth the condition of such insane or indigent person requesting the immediate action of said court.

Court to order such persons to be conveyed to Allegheny county home, &c

SECTION 2. The said judges upon such showing shall, as their judgment may direct, order such insane or indigent person to be conveyed forthwith to either the Allegheny County Home, the Allegheny city poor house, the city farm of the guardians of the poor of the city of Pittsburg, or the Western Pennsylvania Hospital, at Dixmont, there to be properly cared for by the authorities of said institution or either or any of them.

Cost of maintaining such persons.

SECTION 3. The cost of maintaining such indigent or insane person shall be chargeable upon the poor authorities of the settlement last had by said insane or indigent person, if said settlement shall be discovered within sixty days after the order shall have been made, if not then to the district to which such indigent or insane person is ordered by said court: *Provided*, That this section shall not be so construed as to prevent said district from recovering said costs from the poor authorities of said settlement.

Repeal.

SECTION 4. That any acts of assembly or parts of acts inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 941.

An Act

To regulate party wall in the city of Pittsburg.

Persons desiring to erect party walls may apply to engineer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any person or persons who may be now erecting, or who may hereafter desire to erect any house or building in the city of Pittsburg, and who may desire to erect therewith a party wall, to be used in common by the person or persons erecting and the owner or owners of the adjoining lot, may apply to the city engineer of said city, signifying his or their intention to

erect a party wall, and briefly describing the location of his or their lot and the lot adjoining, partly upon both of which the said party wall is to be erected, with the dimensions of the said proposed wall, and the materials of which the same is to be built, whereupon it shall be the duty of said engineer to appoint a time at which he will meet the party or parties upon the premises, not more than five days thereafter, of which application a copy with notice of the time so appointed shall be served by said engineer or his clerk or subordinate upon the occupant of said lot, at least three days before the time so fixed; if said lot is unoccupied, then the said notice shall be served upon the owner or one of the owners of the same, if he reside in the county of Allegheny, at least forty-eight hours before the time fixed; service may be made either personally or by leaving a copy at the residence of the owner or occupant; if there be no occupant and no owner resident in the county of Allegheny, or if the owner be unknown, by posting upon the premises.

Engineer to appoint time to meet parties.

Copy of application, &c., to be served upon occupant or owner.

SECTION 2. At the time appointed the city engineer, or some suitable person by him appointed, shall survey and mark off the line dividing said lots, and the land upon which the said wall is to be erected, with the breadth and length of the same, which shall be equally one-half upon the land of each of the adjoining owners, unless the adjoining owner shall object that said wall as proposed is thicker than is necessary for the purposes of any ordinary building; if such objection shall be made, then the matter shall be referred to the city building inspector, who shall determine how much of said wall shall be placed upon each of said lots; said inspector shall decide the same within forty-eight hours after the same shall have been referred to him, and his decision shall be final and conclusive between all parties.

Engineer to make survey.

Objections to thickness of walls.

SECTION 3. The said wall shall be erected by the party first building, at his own cost, and when completed the cost of the same shall be ascertained by the city building inspector, who shall at the same time determine the proportion thereof to be paid by the adjoining owner, of which he shall give a certificate to the builder, which certificate shall be conclusive of all matters therein contained: *Provided*, That at least forty-eight hours' notice shall be given by said inspector, to the owner or owner, or occupant of said adjoining lot, before said certificate shall be given to the builder, of a time and place where he may be heard with reference to the same.

To be erected at cost of first builder.

Building inspector to fix amount to be paid adjoining owners, and give certificate.

SECTION 4. The owner or owners of said adjoining lot, his or their heirs or assigns or lessees, shall not use said party wall by building into or against it, or by in any way using it for any new building or structure, until he or they shall have paid to the first builder or builders, his heirs or assigns, the proportion of the cost of said wall, as fixed by said building inspector, or of so much of it as he may desire to use.

Not to be used by adjoining owners until first builder is reimbursed.

SECTION 5. Whenever any party wall heretofore erected, or which may be hereafter erected in the city of Pittsburg, shall become impaired in whole or in part, or whenever the same shall in whole or in part be unfit or unsafe for the purpose of erecting a new building or buildings upon the adjoining lot,

Alteration of walls and erection of new ones, relative to.

and the owner or owners of said wall, or any one of the same, shall desire to have said wall repaired, or shall desire in whole or in part to tear down said wall, and have erected a new party wall for the purpose of then erecting a new building, any one of the owners of said wall may apply to the city building inspector, signifying to him his or their desire in reference to said wall; and it shall thereupon be the duty of said inspector to examine the same, having given notice as prescribed in the first section of this act, when said examination shall take place; and said inspector shall, within six days after said application has been made to him, decide what, if any, alteration or repairs shall be made in said wall, and whether it is necessary that the whole or any part, and if so, what part of said party wall shall be torn down, and a new one erected for the purpose of new buildings, which either party may then desire to erect, which decision shall be final and conclusive upon all parties; said inspector shall also determine in what proportion the cost of repairing or of tearing down part or the whole of the old wall, and the erection of part or whole of a new wall shall be borne by the respective owners of said lots, and such decision shall be conclusive upon all parties.

Courts to restrain parties from using new wall until first builder is reimbursed.

SECTION 6. It shall be the duty of any court of Allegheny county, having equity jurisdiction, on application to them made, to enjoin and restrain any subsequent builder on the adjoining lot from cutting or breaking into, or using said new party wall, or any part of the same, until he or they shall have first paid to the first builder his or their fair proportion of the cost of said party wall, or of the cost of in whole or in part tearing down the old wall, or in whole or in part erecting a new party wall, as said proportion may have been ascertained by the city building inspector, as hereinbefore provided.

Engineer and inspector may enter upon lands.

SECTION 7. The city engineer and the building inspector and their assistants may, at all reasonable hours, enter upon any lands in the city of Pittsburgh, for the purpose of performing the duties herein required.

Compensation.

SECTION 8. Said city engineer and building inspector shall each receive as compensation for the services herein required, five dollars per day for each and every day they may have been necessarily employed in performance of the duties herein required, which money shall be paid by the applicant, who shall be reimbursed one-half of the same by the adjoining owner.

Courts may order officers to perform duties prescribed.

SECTION 9. If either of said officers shall neglect or refuse to perform the duties herein prescribed at the times herein mentioned, it shall be lawful for any court in the county of Allegheny to direct that the same be done under such penalty as the court may determine, and said order may be enforced by attachment of said court.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 942.

An Act

To aid the Central Normal School Association of the state of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever the board of trustees of the Central Normal School Association of the state of Pennsylvania, incorporated by the court of common pleas of Clinton county, on the fourteenth day of February, Anno Domini one thousand eight hundred and seventy, shall obtain from the superintendent of common schools an approval of the location of the school buildings now being erected and built by the said corporation, in the city of Lock Haven, in said state, with reference to the same becoming a state normal school for the Eighth normal school district, and also of the plans of the said buildings, he shall issue annually during the three years next succeeding the approval of this act, a warrant for five thousand dollars upon the state treasurer, for money not otherwise appropriated, in favor of the trustees of said school: *Provided,* That the president of the board of trustees, at the time of applying for the issue of the first warrant, shall certify to the superintendent of common schools, under oath or affirmation, that the said school has a *bona fide* subscription fund, for the erection of its buildings, of at least thirty thousand dollars, and that there is expended, in the erection of their buildings, at least ten thousand dollars, and at the application for the second warrant, that there has been expended an additional sum of at least fifteen thousand dollars since the preceding warrant was issued, and at the application for the third warrant, that there has been expended an additional like sum: *And provided further,* That it shall be lawful for the superintendent of common schools to issue the said warrants whenever the amounts herein specified shall have been expended in the erection of said buildings, although the time hereinbefore specified shall not have elapsed.

Upon approval of location, school to receive \$5,000 annually for three years

Proviso.

Proviso.

SECTION 2. That the Central Normal School Association of the state of Pennsylvania shall have none of the privileges of the act establishing normal schools, approved the twentieth day of May, one thousand eight hundred and fifty-seven, until it is duly recognized as a state normal school, and that the state superintendent shall be invested with such authority over said school as he now exercises over the recognized normal schools of the state.

To have no privilege as state normal school until recognized as such.

SECTION 3. That the said Central Normal School Association of the state of Pennsylvania shall not be diverted from its design of training teachers for the common schools for the

Not to be diverted from its design without refunding money's received.

commonwealth without refunding to the state such moneys as it may receive under this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 943.

An Act

To incorporate the Wyoming Camp Meeting Association of the Methodist Episcopal Church.

Incorporation.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Rev. George Peck, D. D., with such other person or persons as may associate with him or them, and his and their successors, be and they are hereby created a body politic and
Title.	corporate in law, by the name, style and title of the Wyoming Camp Meeting Association of the Methodist Episcopal church,
Purpose.	for the purpose of providing and maintaining for the members and friends of the Methodist Episcopal church a proper, convenient and desirable permanent camp meeting ground and christian family resort, and by the name of the Wyoming Camp Meeting Association of the Methodist Episcopal church
Powers and privileges.	shall have perpetual succession, and be able to sue and be sued in any court of law or equity, and may have and use a common seal, and the same at their pleasure alter and renew, and shall have power to purchase and hold such real and personal estate, and erect such buildings and improvements thereon as may be deemed necessary, proper or desirable for the purpose and objects of the corporation, and the same, or any part thereof, to dispose of in parcels or otherwise, by lease or in fee simple or otherwise, on such terms, conditions and restrictions, not repugnant to the laws of this state or the United States, as they may see fit; and the said corporation shall have authority to receive gifts or bequests by will or otherwise for the purpose, of ornamenting, improving and maintaining the camp grounds of said association; the managers of the said corporation shall have power to borrow money to an amount not exceeding ten thousand dollars at such rates of interest as they may deem proper, and to secure the payment of the same by bond and mortgage on their corporate property.
Managers may borrow money.	

SECTION 2. That it shall be lawful for said corporation to construct and provide all necessary works to supply the said premises with water and artificial light, and to provide all the conveniences and make all other improvements which may be deemed necessary or desirable.

May provide works to supply premises with water, &c.

SECTION 3. That the affairs of the said corporation shall be conducted by a board of eleven (11) managers, who shall be elected by ballot from among the stockholders, a majority of whom shall be lay members of the Methodist Episcopal church. The corporator named in the first section of this act shall appoint the first managers of said association, who shall hold their offices until the first Tuesday of June, Anno Domini one thousand eight hundred and seventy-two, and until their successors are elected or an election shall be held under the provisions of this act; they and their successors shall be and remain members of the Methodist Episcopal church in good and regular standing; any manager resigning or dying, or ceasing to be a member of said church, or being guilty of conduct deemed incompatible with the objects and purposes of the corporation, his place may be declared vacant, and a successor duly elected by a two-thirds vote of the remaining managers present at any regular meeting of the association.

Managers.

Vacancies.

SECTION 4. That the said board of managers shall, from their own number, elect a president, secretary and treasurer annually, and may appoint any other officers of the corporation as they may think proper, from time to time, and may pass and enforce such by laws as they may deem needful: *Provided*, That the same be not repugnant to the constitution of this state or of the United States.

Officers.

By-laws.

SECTION 5. That the real and personal property of said corporation, and the improvements thereupon, shall be exempted from all assessment and taxation; and the estate of the lessees and other proprietors shall not be assessed, levied on or taken by execution, nor by any process of law or equity, neither shall their estate be aliened, devised or bequeathed so as to vest any right in the alienee or devisee, without the approval of the board of managers, and the said estate and property shall be held subject to the constitution, by-laws and regulations of the said corporation: *Provided*, That the said exemption from execution shall not extend to more than two lots and the improvements thereupon.

Property exempted from taxation.

Estate of lessees exempted from execution, &c.

SECTION 6. That the said board of managers shall have power to appoint such peace officers as may be deemed necessary for the purpose of keeping order on the camp grounds and premises of the corporation, which officers shall be paid by said corporation, if the managers of the same deem it proper or necessary so to do, for their service, and shall have, while on duty, the same power, authority and immunities which justices of the peace, police officers, constables and other peace officers, under the laws of this state, possess and enjoy when on duty as such, and they shall have power and enforce obedience on said grounds and premises to any rule or regulation of said managers for the preservation of quiet and good order.

Managers may appoint peace officers.

Powers of such officers.

Sale of liquors, fruits, &c., within certain distance of grounds, relative to.

SECTION 7. That it shall not be lawful for any person or persons to erect, place or have any booth, stall, tent, carriage or any other place whatsoever for the purpose or use of selling, giving or otherwise disposing of any kind of spirituous liquors, wine, porter, beer, cider or any other fermented, mixed or strong drink, or any other articles of traffic, such as pastries, meats, watermelons, fruits, et cetera, within two miles of the place of holding the camp meeting of the said association, during the time of holding any religious worship on the grounds of the said association, without first obtaining a license, under the same rules and regulations as now provided by law, from the judges of Luzerne county for that purpose, and for which they shall pay a license fee of three hundred dollars to the treasurer of said county, for the use of the commonwealth of Pennsylvania, for a license to sell spirituous liquors, wine, porter, beer, cider, et cetera, and a license fee of fifty dollars to sell the other articles named; nothing in this act shall be taken or construed so as to affect any licensed tavern or restaurant keeper in his or her ordinary and lawful business, at his or her usual place of residence specified in his or her license, except that the license fees shall be the amount above named within the distance of one mile from the camp ground of the association, nor shall it be so taken, construed or understood so as to affect any person or persons who shall have a permit in writing from the managers of said association to sell bread and other necessary articles of food for man or beast, or keep a boarding house on the grounds of said association.

Disturbances of meetings prohibited.

SECTION 8. That it shall not be lawful for any person or persons whatever, either on the Sabbath or any other day or time, to wilfully interrupt or disturb any assembly of people met for religious worship on the camp grounds of the said association, either by making a noise, or by rude or indecent behavior or profane discourse, whether within their place of worship or out of it so near the same as to disturb the order and solemnity of the meeting.

Roads not to be opened through grounds.

SECTION 9. That no street or roads shall be opened through the lands of the said association, except by and with the consent of the board of managers of the same; and it shall not be lawful for any person or persons to wilfully destroy, mutilate, deface, cut, break, injure or remove any ornamental or other tree, shrubbery, fence, railing, hedge or other work for the protection or ornament of the grounds of said association, or any building or other structure placed therein, or to shoot or discharge any gun or other fire-arms within the limits of the camp ground of said association, or so near the same as to disturb the order and solemnity of any meeting held upon such grounds.

Injuries to grounds, discharging of fire-arms, &c., prohibited.

Penalties for violating certain sections.

SECTION 10. Any person or persons violating the provisions of sections seventh, eighth and ninth of this act, on conviction thereof shall forfeit and pay a fine of twenty-five dollars and costs for the first offence, fifty dollars and costs for the second offence, and one hundred dollars and costs for every subsequent offence, one-half of which shall be for the use of said association, and the other half to the supervisors of the

road diverging from where said camp meeting grounds may be located; and if said fine and costs are not paid upon conviction, then every such offender shall be committed to the jail of Luzerne county, there to remain for thirty days, or until the fine and costs are paid; the justices of the peace of Luzerne county shall severally have jurisdiction for all causes of action arising under this act.

SECTION 11. That the capital stock of said association shall not exceed three thousand shares of two dollars each; and at all elections and general meetings of the stockholders of said association, each stockholder may, in person or by proxy, cast one vote for each share of the capital stock held and owned by any such stockholder; and the managers of said association shall have power to require payment of any amount remaining unpaid on the stock of said association, at such time and in such proportions as they think proper after thirty days' notice, under penalty, in case of non-payment as required, of forfeiture to the association of such stock and all previous payments thereon; the annual meeting of the stockholders for electing managers, and transacting such other business, shall be held on the first Tuesday of June, Anno Domini one thousand eight hundred and seventy-two, at such time and place as the managers shall designate, notice of which, as well as of special meetings of the stockholders, shall be given by publication in at least one newspaper published in said county for two successive weeks, and also, as far as practicable, in at least five stations, by the ministers of the Wyoming district of the Wyoming annual conference, from the pulpit of their different churches, at least two weeks before holding of any general or special meeting, and in case of special meetings, the object of the meeting shall be stated in the call.

Capital stock.

Votes.

Payment of amounts remaining unpaid on stock.

Annual meeting of stockholders.

Notice of meetings.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 944.

An Act

To vacate a portion of the state road from New Castle, in Lawrence county, to Emlington, in Venango county.

WHEREAS, By and in pursuance of an act of the assembly passed April fifth, Anno Domini one thousand eight hundred

and fifty-eight, a state road was laid out from New Castle, in Lawrence county, via Harrisville and Anderson's Mills, in Butler county, to Emlington, in Venango county:

And whereas, A portion of said state road has never been made or used, to wit: The portion of said state road, at the beginning of said state road in Lawrence county, and lying westward of the present New Castle and Croton road, and between the present New Castle and Croton road and the New Castle borough line, and which is crossed by the Neshannock river:

And whereas, Said portion of said state road has become unnecessary, by reason of the opening of new roads subsequently to the laying out of the said state road, and the improvement of old roads:

And whereas, The opening of said portion of said state road, will render it necessary for the county of Lawrence to build a bridge across the Neshannock river, at the point where said river crosses said portion of said state road, at a very large expense:

And whereas, There are already two bridges across said river within half a mile of either side of said portion of said state road:

And whereas, There are some doubts as to the jurisdiction and power of the court of quarter sessions of the peace in and for the county of Lawrence, to inquire of and to change or vacate said portion of said state road; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said portion of said state road be and hereby is vacated.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy-two

JNO. W. GEARY.

No. 945.

An Act

Relating to the collection of taxes in the county of Cambria.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act it shall be the duty of the commissioners of Cambria county, in each and every year, immediately after the assessment of taxes for state and county purposes shall be completed, not later than the first Monday of April, in the manner prescribed by law, to cause their clerk to make out a fair duplicate of all seated real estate and personal property assessed, with the taxes thereon, in a convenient form, and deliver the same to the treasurer of said county, together with a certificate under their hands, attested by the clerk, duly certifying the same to have been regularly assessed.

Duties of county commissioners.

SECTION 2. That it shall be the duty of the treasurer of said county, after he shall receive the duplicates of the assessments from the county commissioners, as hereinbefore provided, to give at least thirty days' notice, by weekly publication in two newspapers printed in said county, and also by at least ten written or printed handbills, to be put up in the most public places in each township, borough or ward in said county, of the times at which he will attend at the place of holding the township or borough elections in each township or borough of said county, for the purpose of collecting and receiving state, (including military,) county and poor taxes; and it shall be the duty of said treasurer, in person or by deputy, to attend at least one day in each township and borough in said county for the purpose aforesaid, previous to the first day of September in each year; and he shall give receipts for the taxes in all cases when required by the persons paying the same: *Provided*, That if any person or persons shall, on or before the first day of September aforesaid, pay to such treasurer the amount of his or her taxes, such persons shall be entitled to a deduction of five per centum on the amount thereof.

Duties of county treasurer.

Deductions for prompt payment of taxes.

SECTION 3. In case any state, military, county or poor tax assessed in any township or borough within said county shall remain unpaid for a period of thirty days from and after the first day of September aforesaid, it shall be the duty of the treasurer of the said county of Cambria to issue his warrant under his hand, accompanied by a schedule of all such unpaid taxes, adding thereto five per centum, and the names of the persons respectively to whom the same are charged, in the proper duplicates, directed to the constable of the proper township or borough, or if there be no constable therein, then the treasurer shall appoint some suitable freholder whose duty it is hereby made to receive the same, authorizing and requiring him to demand and receive from the persons named in the schedule the sums with which they are charged respectively; and the said warrants shall further authorize and require such constable or collector, in case any person named in the schedule annexed shall fail to pay the amount with which such person is therein charged, after demand therefor made by such constable or collector, to levy the same by distress and sale of goods and chattels of such delinquent, giving ten days' public notice of such sale by three written or printed advertisements; and in such case the constable or collector shall be entitled to retain out of the proceeds of such sale, after first deducting the taxes, the same fees as are

In case of non-payment of taxes, treasurer to issue warrant to constable or collector.

Compensation
of constable or
collector.

now allowed to constables by law for a levy and sale upon a writ of execution: *Provided*, Where the said taxes are paid on demand, or within ten days thereafter, the constable or collector shall be entitled to receive as a compensation of five per centum for his services.

Treasurer to
charge constable or collector
with taxes contained in schedule annexed to
warrant.

SECTION 4. That upon the delivery of the county treasurer of his warrant to any collector or constable, according to the provisions of this act, he shall charge such constable or collector with the whole amount of taxes contained in the schedule thereto annexed, in a book to be provided for the purpose, from which liability such constable and his sureties under the provisions of this act shall only be discharged by payment of said amount, after deducting such exonerations as may be allowed to such constable or collector, and certified to the said treasurer by the county commissioners, for mistakes, indigent persons, unseated lands and other cases wherein exonerations are now allowed by law to collectors of taxes.

Security for
faithful performance of
duty by constables.

SECTION 5. The bonds of the constables now required by law shall stand as security for the faithful performance of their duty under this act, and in case the court of quarter sessions of Cambria county shall deem the same to be insufficient, it shall be lawful for said court to direct that a bond, in a penalty not more than double the amount now required, shall be given.

Duty of constables or collectors.

Day of delivery
of warrants to be endorsed
thereon, and entered in book.

SECTION 6. That it shall be the duty of the constables or collectors who shall receive warrants from the treasurer of said county under the provisions of this act, to settle their accounts, obtain their exonerations and pay over to the treasurer of said county all moneys collected by them in pursuance of said warrants, within two months from and after the day of delivery of such warrants to them respectively; which day shall be endorsed on each warrant by the treasurer issuing the same, and shall also be by him entered in a book to be by him kept for that purpose; which book, verified by the oath or affirmation of such treasurer, or, in case of his death, absence out of the state or other inability to appear and testify, by the oath or affirmation of any credible person, proving the handwriting of such treasurers, shall be competent evidence to establish the fact of the delivery of any warrant or warrants to any constable or constables as aforesaid, in any court of law in this commonwealth.

Failure of constables or collectors to make proper settlements.

SECTION 7. That in case any constable or collector shall fail to make the settlement and payment in the preceding section of this act, within the time aforesaid, it shall be the duty of the treasurer of said county immediately to cause an action of debt in the name of the commonwealth to be brought upon the bond of such constable or collector; and if, upon the trial of any such suit, it shall appear that such constable or collector has not complied with the provisions of this act, judgment shall be rendered against the defendants therein for the amount for which said constable is delinquent, together with interest at the rate of twelve per centum per annum from and after the expiration of the aforesaid two months, and full costs of suit; and in all such cases there shall be no stay of execution or other stay, any law to the contrary notwithstanding.

standing, but it shall be the duty of the said treasurer to prosecute such judgment to execution and satisfaction without delay.

SECTION 8. That if any treasurer or constable, or collector shall fail or refuse to perform any of the duties required by them, respectively, by this act, he or they shall, for every such offence, forfeit and pay a fine of fifty dollars, which shall be recoverable in the name of the commonwealth, at the instance of any person who will sue therefor, in the same manner as debts of like amount are now recoverable, with costs of suit; and the money, when collected, shall go to the use of the schools in the respective wards, boroughs or townships where the forfeitures shall have been incurred.

Failure of treasurer, &c., to perform duties required.

SECTION 9. The treasurer of the said county of Cambria shall be entitled to five per centum on all taxes collected and paid out by him under this act.

Compensation of treasurer.

SECTION 10. That all laws or parts of laws inconsistent herewith, so far as the same relate to the county of Cambria, are hereby repealed.

Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 946.

An Act

For the opening of Powelton avenue, from the intersection of Twenty-third street and Callowhill street, in the Fifteenth ward of the city of Philadelphia, to Twenty-fourth street.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief commissioner of highways of the city of Philadelphia shall, within thirty days after the passage of this act, proceed and open, or cause to be opened, for public use, Powelton avenue, as laid out on the confirmed plans of the city of Philadelphia, of the width of seventy feet, from the intersection of Twenty-third street and Callowhill street, in the Fifteenth ward of the city of Philadelphia, to Twenty-fourth street, and that the court of quarter sessions of the city of Philadelphia shall, upon application being made to them, appoint a jury of view to assess the damages occasioned by

LAWS OF PENNSYLVANIA,

said opening, which jury shall, immediately after the appointment, assess said damages and certify the same to the court of quarter sessions aforesaid.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 947.

An Act

Authorizing the town council of the borough of Beaver Falls to borrow money to grade streets and pay off the debt of said borough.

Authorized to
borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Beaver Falls, in the county of Beaver, be and they are hereby authorized and empowered to borrow, on the credit of the said borough, for the purpose of grading the streets, constructing culverts, and for the paying off or funding the present indebtedness of the same, any sum of money not exceeding thirty thousand dollars, at a rate of interest not exceeding eight per cent. per annum, payable at any time the said town council shall determine within twenty years: *Provided*, That no bond or other obligation shall be issued by said town council for the payment of sums less than one hundred dollars, and that the same shall be exempt from taxation, except for state purposes: *And provided further*, That the borough treasurer shall receive no compensation whatever for either receiving or paying out borrowed money.

Provido,

Provido,

Repeal.

SECTION 2. That all laws or parts of laws inconsistent with this act be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 948.

An Act

To exempt the county of Schuylkill from the provisions of an act approved the tenth day of May, Anno Domini one thousand eight hundred and sixty-six, entitled "An Act relative to hucksters in the county of Lebanon."

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That from and after the passage of this act, the county of Schuylkill shall be exempt from the provisions of an act, entitled "An Act relative to hucksters in the county of Lebanon," approved the tenth day of May, Anno Domini one thousand eight hundred and sixty-six.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 949.

An Act

To exempt the parsonage of the Evangelical Lutheran Congregation of Shippensburg from the payment of taxes.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the parsonage of the Evangelical Lutheran Congregation of Shippensburg, situate on the south side of East King street, in the borough of Shippensburg, be and the same is hereby exempt from the payment of all county, borough, bounty and school taxes from and after the passage of this act, except for state purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 950.

An Act

To repeal an act, entitled "An Act appointing commissioners to lay out a state road from Kelly's station, on the West Pennsylvania railroad, in Indiana county, to a point on the New Alexandria and Conemaugh turnpike road, near the house of Jacob O. Alter, in Westmoreland county," approved April thirteenth, one thousand eight hundred and sixty-nine, and the supplement thereto, approved April fourteenth, one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act appointing commissioners to lay out a state road from Kelly's station, on the West Pennsylvania railroad, in Indiana county, to a point on the New Alexandria and Conemaugh turnpike road, near the house of Jacob O. Alter, in Westmoreland county," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, and the supplement thereto, approved the fourteenth day of April, Anno Domini one thousand eight hundred and seventy, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 951.

An Act

To incorporate Northumberland Car and Manufacturing Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph Priestly, Henry L. Cake, Amos E. Kapp, T. V. Van Allen, Samuel Burkenbine, C. R. Wooden, M. W. Jackson, William H. Leighow, W. T. Forsyth, Joseph Johnson, I.

Incorporators.

M. Koons, William Elliott, Joseph Bird, John M'Fayland, and such other persons as may associate with them, or shall become stockholders, be and the same are hereby created a corporation and body politic, by the name, style and title of ^{Title.} the Northumberland Car and Manufacturing Company, to be located in the borough of Northumberland, Pennsylvania, and by that name and title shall have succession and shall be capable in law to sue and be sued, and to have a common ^{Powers and privileges.} seal, and they and their associates and successors as aforesaid shall have power to lease or purchase and hold in fee simple such real estate as may be necessary for the business of said corporation, not exceeding ten acres of land, except such other land as may be conveyed to the said corporation as security for the payment of any debts due them.

SECTION 2. The business of this corporation shall be the ^{Business.} manufacturing and repairing of all kinds and description of railroad cars, and all every kind and description of manufacturing, agricultural implements, mechanical and mining instruments, together with everything that may be used or be necessary in the building, construction or manufacturing thereof.

SECTION 3. The capital stock of the said company shall be ^{Capital stock.} fifty thousand dollars, divided into two thousand shares of twenty-five dollars each, and the said corporation may from time to time increase the same by a vote of the board of directors to any sum not exceeding three hundred thousand dollars.

SECTION 4. The said corporation shall have the right and privilege to commence the erection of buildings and shops for the execution of their business whenever one thousand shares of the capital stock shall have been subscribed for and ten per centum thereof paid in. ^{When erection of buildings may be commenced.}

SECTION 5. That the directors of said company are hereby authorized and empowered, should the same be deemed necessary for the prosecution and management of the business of the company, to borrow any sum of money, not exceeding one-half the amount of stock paid in, and to secure the payment of the same by bond or mortgage of the property, rights and franchises of the said corporation, or give such other evidence of indebtedness as may be agreed upon, at a rate of interest not exceeding eight per centum, and the said directors shall provide for the payment of the interest upon any loan made under this section out of the receipts of the company before any dividend shall be paid to the stockholders. ^{Directors may borrow money.}

SECTION 6. That the property and operations of this company shall be managed and conducted by nine directors, being stockholders; the president shall be appointed by the directors from their number; and the directors shall have the power to appoint such other officers and agents as may be deemed necessary, and require such security from them as the said directors may deem proper, and fill all vacancies which may occur in this body, and make by-laws not inconsistent with the laws of the state or United States. ^{Management. Officers and agents. Vacancies. By-laws.}

SECTION 7. The annual election for directors shall take ^{Elections.} place on the first Tuesday of May, in each year, commencing

Votes.

Notice of meetings and elections.

Corporators to manage affairs until election.

To choose president, &c.

Annual statement.

Individual liability.

Corporations may subscribe to stock and purchase bonds.

Bonus and taxes.

on the first Tuesday of May, one thousand eight hundred and seventy-two, at some place to be designated by the board of directors, and all elections shall be by ballot; and at all elections and meetings of stockholders, each share of stock subscribed and the required instalments paid in, shall entitle the holder to one vote; such notice of meetings and elections shall be given as the by-laws may require or the directors order, but if from any cause no election shall be held, the then acting directors shall continue in office until their successors are elected.

SECTION 8. That the management and control of this company shall be vested in the persons named in the first section of this act, until the time herein fixed for the regular election of directors; they shall choose from among their number a president and treasurer, and from among the stockholders a competent person as secretary, and shall appoint a place to meet and receive subscriptions to the capital stock of this company, as often as a majority of them may determine.

SECTION 9. The board of directors shall annually make a statement in writing, of the condition of the corporation, setting forth the amount of capital stock, the number of shares issued and the par value thereof, the number of stockholders, the amount, character and value of the property, personal and mixed of the corporation, and of its debts, liabilities, earnings or losses, which statement shall be signed by the president and board of directors, which statement shall be open and exhibited to the stockholders at their annual election or meeting, and at any and all times be subject to the inspection of any stockholder.

SECTION 10. That the stockholders of this corporation shall be individually liable for all debts due mechanics, laborers and workmen employed by said corporation: *Provided*, That the stockholders shall not be held individually liable for such debts, unless sued for within six months after such debt shall have been contracted.

SECTION 11. That any incorporated bank, railroad, coal or iron company or association, shall have the power to subscribe to the capital stock, or to purchase the bonds or mortgages of said company, and such subscribing company or association shall be represented at the election of said company by such person or persons as may be designated by such companies or associations; that said company shall pay into the treasury of the state such bonus and taxes as are now or may hereafter be required by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 952.

An Act

To incorporate the Linden Land Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John D. Scully, W. K. Nimick, James S. M'Cord, Robert Finney, Charles E. Speer, John Chislett and Albert H. Childs, and such other persons as may hereafter be associated with them, shall be and are hereby declared a body corporate and politic, in fact and in name, by the name of the Linden Land Company, for the purpose of buying, selling, improving and developing real estate, and for that purpose may purchase, hold, sell, convey, mortgage, lease and otherwise dispose of real and personal property, and construct internal improvements in the county of Allegheny: *Provided,* That said company shall not own more than five thousand acres of land at any one time.

Corporators.

Name.

Purpose.

Privileges.

SECTION 2. That the capital stock of said company shall be five hundred thousand dollars, divided into shares of one hundred dollars each; and said shares, and all shares of stock issued by said company, shall be deemed to be personal property, and be transferable in such manner as shall be prescribed, from time to time, by the by-laws of the company; and that said company may increase their capital stock to an amount not exceeding one million five hundred thousand dollars, may issue shares accordingly, and may classify the said stock; and that said company may reduce their capital stock.

Capital stock.

SECTION 3. That the property and affairs of said company shall be managed by a board of directors not less than three, or more than seven in number, as said by-laws shall from time to time establish, a majority of whom shall be residents of this state; that said board shall organize by appointing one of their number to be president, and a suitable person to be secretary, and may afterwards appoint such officers and agents as they may deem necessary, and may, by their by-laws, fix their duties, powers and compensation; and that the persons named in the first section of this act, or a majority of them, shall, within thirty days after the passage of this act, hold an election for seven directors of said company, who shall continue in office from date of said election, and until others are elected in their stead.

Directors.

Organization.

Officers and agents.

First election for directors.

SECTION 4. That the directors of said company shall be chosen annually, at such time and place as said by-laws shall fix; that all elections of directors shall be by ballot, and that each share of stock shall be entitled to one vote, which may be given in person or by proxy; and if at any time, for any cause, it shall happen that no election shall be held or made at the time herein appointed, the directors, for the time being,

Annual election, vacancies, &c.

shall continue until an election be regularly held according to the requirements of the by-laws in that behalf or of this act; and that any vacancy in any board, either before or after they are organized, may be filled for the unexpired term by the remainder of said board, or the majority of them; and that in any election of directors, the persons having or receiving the greatest number of votes shall be directors, and shall continue in office until their successors are elected.

Quorum.

By-laws, rules
and regulations.

SECTION 5. That a majority of the directors, from time to time, shall form a board for transacting the business of the company, and may make such by-laws, rules and regulations as they may deem expedient for the government, management and disposition of the stock, effects, property, lands, profits and concerns of said company, not contrary to the constitution of this state or the United States.

SECTION 6. That this act shall take effect immediately.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 953.

An Act

Relative to the aldermen of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

To return to city
solicitor, monthly,
recognizances in cases
of desertion.

That hereafter it shall be the duty of the aldermen of the city of Philadelphia to return to the city solicitor of said city, on the first Monday of each and every month, all recognizances entered into before them by any person or persons charged with desertion.

Repeal.

SECTION 2. That all laws or parts of laws inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 954.

An Act

Relative to the navigability of Neshannock creek.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act to declare Neshannock creek, in the county of Mercer, a public highway, approved January thirty-first, one thousand eight hundred and one, be and the same is hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 955.

A Further Supplement

To an act appointing commissioners to lay out and open a state road in the counties of M'Kean, Elk, Forest and Clarion, approved May first, one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Thomas L. Kane, J. D. Hunt, S. D. Freeman, commissioners, are hereby authorized to accept by deed of gift, and hold forever, for public use and benefit, a certain tract of land, parts of warrants three thousand one hundred and fifty-three and three thousand one hundred and sixty-seven, known as the Bullikin Spring lot, in trust, to keep the same enclosed in its present wooded state as expressed by the giver of the same. The commissioners are further authorized and empowered to buy and to hold in like manner, for the public use and benefit, such other woodlands, not exceeding altogether, in area, fifteen acres, as in their judgment should have the standing timber on them preserved to protect the sources of water issuing therefrom from being ex-

Commissioners
may accept
Bullikin Spring
lot in trust.

May purchase
and hold other
woodlands.

- hausted by evaporation ; but it shall not be lawful for the said commissioners to take any lands for this purpose not bordering immediately upon the said road, or to pay out for any and all purchases so made by them a greater sum than ninety dollars. The court of quarter sessions of M'Kean county shall have power at any time, on petition alleging waste, to dismiss summarily the said trustees, or any of them, and to appoint other or additional trustees to act in this trust.
- Court may dismiss trustees and appoint others.**
- May enclose parcels of land containing streams or springs.**
- Proviso.**
- To appraise damages and report to court.**
- Court may order payment from county funds.**
- Additional commissioner appointed.**
- May sell bonds.**
- May levy tax on seated lands.**
- To faithfully perform certain duties.**
- SECTION 2.** It shall be lawful for the said commissioners to select, set off, enclose and hold, for the perpetual use of the public, any parcels or pieces of grounds lying immediately upon the said road which contain running streams or springs of water, a resort whereto may be an essential convenience to persons traveling upon the road: *Provided however*, That the said commissioners shall not enclose more than one acre in any one plot, or take or hold any land which has been or now is assessed as seated. It shall be lawful for the said commissioners in all cases where they cannot procure releases of damages sustained by any persons owning lands thus taken, to appraise the damages which may be sustained by such person or persons, and make report thereof to the court of quarter sessions of the county in which the said lands are situate ; on which report the court may order the said damages to be paid from the funds of the said county.
- SECTION 3.** That J. Clarke James is hereby appointed an additional commissioner of the said road, with all powers and responsibilities imposed by the original act authorizing said road and the supplements thereto.
- SECTION 4.** The said commissioners are hereby empowered to sell their six per centum interest bearing bonds at their highest value, and all sales of bonds heretofore made shall be held and deemed valid and regular.
- SECTION 5.** That said commissioners shall have power to levy a tax of fifteen mills on the dollar on the assessed valuation of all seated real estate in the townships through which the road passes ; and they are forbidden henceforth to levy a tax on the unseated lands in any township, without levying a tax of an equal number of mills per centum on the assessed valuation of all seated real estate in the same township ; the said commissioners shall faithfully perform the duties devolved upon township supervisors under section thirty-four of the act of April fifteenth, one thousand eight hundred and thirty-four ; nothing in this act contained shall be construed as impairing the obligation of the said commissioners to redeem in full, principal and interest, all bonds heretofore issued by them.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 956.

A Further Supplement

To an act, entitled "An Act relating to roads, highways and bridges," approved June thirteenth, Anno Domini one thousand eight hundred and thirty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases in the county of Lawrence where any embankment or causeway leading to any county bridge shall have been or hereafter shall be entered on the record as a county improvement, and the same shall have been or may hereafter be erected and constructed by said county, the court of quarter session of said county shall, upon the petition of the county commissioners of said county, appoint three disinterested citizens, who shall, within twenty days after receiving notice of their appointment, examine the same and make report under oath to the next court of quarter session, setting forth whether the same has been properly constructed, and adequate for the purposes of a highway. And if said inspectors report that said embankments or causeways have been duly constructed, and are adequate for the purposes aforesaid, said embankment or causeway shall thereafter be maintained and kept in repair by the township, borough or city within which the same may be. Said inspectors shall receive from the county the same compensation for their services as is now allowed to inspectors of county bridges, and all laws inconsistent herewith are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 957.

An Act

To incorporate the Pawpack Turnpike and Plank Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners	That Joseph Atkinson, Joseph Jones, Cornelius Dimon, M. N. B. Killam and A. J. Kimble, all of the county of Pike, or any three of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a
Title.	company by the name, style and title of the Pawpack Turnpike and Plank Road Company, with all the powers and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the supplements thereto, so far as they are consistent with the several sections of this act.
Subject to.	
Construction of turnpike or plank road authorized.	SECTION 2. That said company shall have power to locate and construct a turnpike or plank road, or part turnpike and part plank road, beginning at the south-easterly end of the county bridge crossing the Wallen Pawpack creek, at Wilsonville, in Palmyra township, Pike county, and ending near the intersection of a public road leading from the Pawpack road to Promised Land, on or near lands of Cornelius Dimon, in said township of Palmyra.
May use portion of township or state roads.	SECTION 3. That the said company may use all or such parts of public, township or state roads existing between the points aforesaid as shall be deemed practicable and beneficial to the interests of said company.
Capital stock.	SECTION 4. That the capital stock of said company shall consist of three hundred shares of twenty-five dollars per share, and the said company may, from time to time, at a meeting of the stockholders called for that purpose, increase the capital stock to such an amount as in their opinion may be required to complete said road.
Tolls.	SECTION 5. That the president and managers shall have power to regulate and establish rates of toll, not exceeding fifty per cent. additional the rates established by the act hereinbefore mentioned, and the several supplements thereto, and to erect toll-gates and collect tolls whenever any one mile thereof shall have been completed; and any person or persons using or traveling on said road for any distance exceeding one-fourth of a mile, (except persons going from one part of their farm to another,) shall be liable to pay toll for the same proportionably to the distance used or traveled, notwithstanding they do not pass through a toll-gate, and if, upon demand, they shall refuse to pay the same, it may be recovered in an action of debt before a justice of the peace as debts of like amount are now by law recoverable in the name of said company: <i>Provided however</i> , That when the company hereby incorporated shall have finished one mile or more of their road, the president thereof may give notice to the governor, who shall thereupon do and perform the duties prescribed in the twelfth section of said act of the twenty-sixth day of January, one thousand eight hundred and forty-nine, and a gate or gates may be erected and tolls collected for travel on such portions of the road as may be completed.
Notice to governor.	
Commencement and completion.	SECTION 6. That if the said company shall not commence the construction of their road within two years after the passage of this act, and complete the same within three years

thereafter, this act shall be null and void, except so far as the same may be necessary to wind up the affairs and pay the debts of said company.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 958.

An Act

Authorizing the White's Creek Brown Stone Company to change the corporate name and issue coupon bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the White's Creek Brown Stone Company, by a vote of the majority of the board of directors, ^{May change corporate name.} may alter and change the corporate name and adopt and take the name of Bethlehem Brown Stone Company, or such other name as may be resolved upon by the majority of the directors aforesaid.

SECTION 2. It shall and may be lawful for said corporation, whenever deemed expedient by a majority of the board of directors thereof, to borrow money or receive any indebtedness created by said company by issuing bonds therefor, either with coupons or warrant of attorney to confess judgment secured by a mortgage, or by a warrant of attorney and judgment entered thereon, or by a mortgage given and executed by said corporation, to a trustee or trustees, upon the corporate real estate, fixtures and machinery, and to be a lien thereon, and to be recorded in the several counties wherein said property, real estate, fixtures and machinery may be, not exceeding, however, in amount, two-fifths of the capital stock, and at a rate of interest not greater than ten per centum per annum: ^{Proviso.} *Provided,* That the stockholders in said corporation, and persons holding and owning stock at the date of the execution of such mortgage or judgment, or the issuing of any bonds as aforesaid, in case the property bound thereby shall be found insufficient to satisfy the same, shall be personally liable for payment thereof; and the several amounts due and unpaid by the corporate assets may be recovered from the said stockholders and persons liable, after proceedings on the mortgage or judgment, as provided by the several sections of the act, approved the eighteenth day of July, Anno Domini

one thousand eight hundred and sixty-three, entitled "An Act relating to corporations for mechanical, manufacturing, mining and quarrying purposes."

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 959.

A Supplement

To an act, entitled "An Act to erect parts of Norwegian, Branch, Wayne and North Manheim townships, in the county of Schuylkill, into a separate school district, and relative to school districts in Armstrong, Indiana, Jefferson and Westmoreland counties," approved the fourteenth day of March, Anno Domini one thousand eight hundred and fifty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of section ten of the act, entitled "An Act to erect parts of Norwegian, Branch, Wayne and North Manheim townships, in the county of Schuylkill, into a separate school district, and relative to school districts in Armstrong, Indiana, Jefferson and Westmoreland counties," approved the fourteenth day of March, Anno Domini one thousand eight hundred and fifty, as provides that the election of school directors for the separate school district of West Pinegrove be held at the house formerly occupied by Joseph Sterner, in said township, be and the same is hereby repealed; and in lieu thereof it is hereby enacted that the election for school directors for the said district of West Pinegrove be hereafter held annually, in conformity with the acts of assembly regulating the election of school directors in independent districts in this commonwealth, on the third Saturday of May, between the hours of four o'clock and seven o'clock in the afternoon, at the number one school house in said district of West Pinegrove.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 960.

An Act

To require the county commissioners of Westmoreland county to repair county bridges on due notice from the supervisors of any township in which a county bridge is or may be erected.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be the duty of the county commissioners of Westmoreland county to repair all bridges erected by said county, and to pay the expenses of such repairs out of the county treasury in the usual way. Duty of county commissioners.

SECTION 2. It shall be the duty of the supervisors of any township, in said county, in which a county bridge has been or may hereafter be erected, to notify the county commissioners when repairs to any of said bridges are needed, and on failure of said supervisor or supervisors to give such notice, then in such case the township in which any such bridge is erected to be liable for all damages that may result from such neglect of duty. Duty of supervisors.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 961.

An Act

Supplementary to the several acts in relation to the borough of Chambersburg, dividing said borough into four wards.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said borough of Chambersburg shall be and the same is hereby divided into four wards, as follows: All that part of the territory within the present limits of the borough of Divided into four wards.
First ward.

Second ward.	Chambersburg lying north of King street shall be and compose the First ward of said borough; all that part of the territory of the present borough lying south of King street, east of Front street and north of Washington street shall be and compose the Second ward of said borough; all that part of the territory of the present borough lying south of Washington street shall be and compose the Third ward of said borough; all that part of the territory of the present borough lying north of Washington street, west of Front street and south of King street shall be and compose the Fourth ward of said borough. All elections in said borough shall be held in the respective wards of the said borough, as follows, viz: For the First ward, at the public school house near the North point, and known as the North Point school house, in the said ward; for the Second ward, at the public house known as Indian Queen hotel, in the said ward; for the Third ward, at the school house now occupied and used by the colored school, in said ward; for the Fourth ward, at the public house now occupied by John Miller, in said ward; and for the purpose of properly conducting said elections, the judges of the quarter sessions of Franklin county, or any of them, shall, at any regular term of said court, or in vacation, appoint one judge and two inspectors of election for each of said wards, who shall be qualified electors residing in their respective wards, who shall be qualified and shall conduct the first election, under this act, in the manner now provided for by law; and at the first borough election next ensuing after the passage of this act, and annually thereafter, there shall be elected one judge and two inspectors of election in each of said wards, who shall be elected and qualified, and shall perform the duties pertaining to said offices in their respective wards as like officers under the laws of this commonwealth.
Third ward.	
Fourth ward.	
Places for holding elections.	
Court to appoint officers to conduct first election.	SECTION 2. The town council shall consist of two members from each ward, who shall hold their offices for the term of two years; and in their election each voter may give his two votes to one candidate, and candidates highest in vote shall be declared elected; the first election of said councilmen shall be on the first Monday of May next, and the persons thus chosen shall hold their offices until the third Friday of March, one thousand eight hundred and seventy-four; and all borough elections in said borough of Chambersburg, after the next election, shall be on the third Friday of March of each year.
Judges and inspectors to be afterwards elected.	
Number, terms of office and election of councilmen.	
When borough elections to be held.	
Vacancies in council.	SECTION 3. Vacancies in the council of said borough shall be so filled as now provided in the laws relating to said borough; and in each ward of said borough only one person shall be chosen, from time to time, to serve as justice of the peace, in the manner now provided by law.
Justices of peace.	
How officers to be voted for.	SECTION 4. The burgess and all other borough and ward officers who are to be elected annually, shall be voted for by the qualified voters of the said borough in the wards in which they severally reside, and at the times and places fixed by law; school directors for the said borough shall also be voted for in the same manner, and at the times provided by law for their election; and on the second day after each general or special election for officers as aforesaid, the judges of election
Returns.	

of the several wards of the said borough shall meet at the sheriff's office, in the court house, at two o'clock P. M., and add up the votes cast for the several persons voted for at such election for borough officers and school directors as aforesaid, and issue certificates of election under their hands and seals to the persons having received the highest number of votes in said borough for said offices, which said certificates shall be served upon the person so elected by the high constable of said borough.

Certificates.

SECTION 5. The town council shall hold a regular monthly meeting on the first Monday of each and every month, and special meetings at such other times as the presiding officer or a majority of the council may deem necessary.

Meetings of council.

SECTION 6. At the first regular meeting after the election for members of town council in each year, the council shall elect a clerk, treasurer, tax collector and attorney: *Provided*, No person shall be appointed to any two of such positions; and council shall fix their salaries, and require the treasurer and tax collector to give such security as they shall deem sufficient to secure a faithful performance of duty and indemnify the borough against loss.

Clerk, treasurer, tax collector and attorney.

SECTION 7. At each regular and special meeting of the council the clerk shall keep correct and full minutes of all the proceedings, ordinances passed and votes taken, in a book provided for that purpose, and shall deliver a correct copy thereof to all newspapers published in the borough which shall desire to publish the same without charge.

Duties of clerk.

SECTION 8. It shall be the duty of the clerk to keep for the use of the council and for the inspection of the citizens a book or books containing a correct and clear exhibit of the financial condition of the borough, which shall show the amount of the borough debt, the rate of interest, when the bonds were issued, for what purpose, and when the same becomes due and payable, the amount of the floating debt, if any, with the names of the persons to whom it is due; these books shall be kept in the office provided by the council for the transaction of the regular business of the board; and within one month from the organization of the council each year, the financial statement of the borough shall be audited, and the report of the auditor's shall be published twice in at least three of the newspapers of the borough.

Further duties.

Financial statement.

SECTION 9. It shall be the duty of the council, at the first regular meeting of each year, to elect three members of the board a committee on streets, bridges and improvements, whose duty it shall be to superintend and direct all work upon streets, bridges and other improvements whatever, inspect the same when done, and report thereon in writing at the next regular meeting whether the same be satisfactorily done or not, or if contracts have been let by council, whether the work has been performed in accordance with the provisions of the contract; and no work shall be approved and ordered to be paid, and no contract shall be taken from the hands of the contractor, except the report of this committee recommend the same: *Provided*, That no member of the council shall have any pecuniary interest whatever in any con-

Council to elect committee on streets, bridges, &c.

Duties of committee.

Councilmen not to be interested in contracts.

Auditing committee.

Affidavit to be attached to claims exceeding \$5.

Compensation of committees.

Salaries of burgesses and councilmen.

Additional compensation to committee.

Repeal.

tract or work let or done by the council; and the council shall at the same time and manner elect an auditing committee, to consist of three of its members, whose duty it shall be to examine and audit all claims presented for payment, and endorse on them their approval or disapproval; and no bill or claim shall be allowed by council before it has been examined and approved; and no claim or bill exceeding five dollars shall be approved unless the claimant shall have made and attached his affidavit of the correctness thereof to the same; and the compensation allowed to each of the above named committees shall be fixed by the council at a regular meeting, if a quorum be present.

SECTION 10. The annual salary of the burgess shall not exceed fifty dollars, nor that of a member of council more than twenty dollars: *Provided*, That the committee hereinbefore provided for shall receive such additional compensation as the council shall determine.

SECTION 11. That section three (3) of the act, entitled "An Act supplementary to the several acts in relation to the borough of Chambersburg," approved May twenty-seventh, one thousand eight hundred and seventy-one, and all other acts or parts of acts inconsistent herewith be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 962.

A Supplement

To an act to incorporate the Penn Gas Coal Company.

May increase capital stock.

Proviso.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Penn Gas Coal Company be and they are hereby authorized, as they may deem the same expedient, to increase their capital stock from twenty thousand shares of fifty dollars each, to forty thousand shares of fifty dollars each: *Provided*, That in all such increase of capital stock they shall, within one year after the same has been created, pay into the treasury of the commonwealth a tax of one-half of one per cent. on the amount of such increase; and all additional stock

so created shall be of the same tenor and obligation, in all respects, as the present capital stock of the said company.

SECTION 2. That the said Penn Gas Coal Company shall be and they are hereby authorized to purchase, take and hold such quantities of land in the counties of Westmoreland and Allegheny, as they may deem necessary for the purposes of said company, not exceeding three thousand acres in addition to the three thousand acres already authorized by supplement to their charter, approved March second, one thousand eight hundred and sixty-seven, and the same or any part thereof, or any land now held by them, to grant, bargain, sell, convey and dispose of at their will and pleasure.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 963.

An Act

To authorize the auditors of Lawrence county to re-audit the accounts of John A. Porter, late treasurer, for the year one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of Peter Sedwick, John Jellison and John M. Power, auditors of Lawrence county, to re-audit the accounts of John A. Porter, late treasurer of said county, for the year one thousand eight hundred and seventy, and to correct any and all errors that may be found therein and make report according to law.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 964.

An Act

To open a street or road in the borough of Brookville and township of Rose, Jefferson county.

Commissioners
appointed to
lay out street.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James Caldwell, William A. Newcome and Robert R. Means, of the county of Jefferson, be and they are hereby appointed commissioners to view and lay out a public street or road from White street, in the borough of Brookville, south of Water street, down the north side or bank of the Red Bank creek, to the Bennett's Branch extension of the Allegheny Valley railroad.

Their duties.

SECTION 2. It shall be the duty of the said board of commissioners, or a majority of them, after taking and subscribing an oath or affirmation before a justice of the peace to perform the duties enjoined upon them by this act with impartiality and fidelity, to carefully view the ground over which said street or road may pass, and lay out the same, plainly and distinctly marking the ground agreed upon and the borough line, in such a manner as to enable the street commissioners and township supervisors readily to find the same. It shall be the further duty of said commissioners to make out a fair and accurate draft of the location of said street or road respectively, noting thereon the courses and distances as they occur, and the crossing of the borough line, with such other matters as may serve for explanation. One copy thereof shall be deposited in the office of the clerk of the courts of said county immediately thereafter, which shall be a record thereof; and from thenceforth the said street or road shall be to all intents and purposes a public highway, and shall be opened to the breadth of fifty feet, and repaired in all respects as other streets or roads.

Breadth of
street.

Meeting of
commissioners.

Vacancies.

SECTION 3. That the said commissioners shall meet as soon after the passage of this act as may be for the purpose aforesaid; and if any vacancy occur the court of quarter sessions of the county shall supply by the appointment of suitable persons, who shall perform said duty.

Accounts.

SECTION 4. That the accounts for said commissioners for pay shall be made out and returned to the town council of said borough of Brookville, and shall be paid by warrants drawn on the borough treasury in the usual way.

Assessment of
damages and
benefits.

SECTION 5. That the assessment of damages and benefits to the property owners in the said borough shall be as provided in an act, entitled "A supplement to the act regulating boroughs, et cetera," approved the twenty-second day of April, one thousand eight hundred and fifty-six; and the assessment of damages to the property owners in said township shall be

in accordance with the seventh section of an act for that purpose made and provided, approved the thirteenth day of June, one thousand eight hundred and thirty-six.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini onethousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 965.

An Act

To repeal the third section of an act, entitled "An Act to incorporate the city of Lock Haven," approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the third section of the act, entitled "An Act to incorporate the city of Lock Haven," approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy, be and the same is hereby repealed, and the judges of the court of common pleas of the county of Clinton are hereby authorized to annex the territory of part of Allison township, mentioned in said section, to any other township in the county of Clinton, as to said court may seem proper.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 966.

An Act

For the protection and preservation of fish in the Union canal dams and Summit level, in the county of Lebanon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That during a period of four years, from and after the passage of this act, it shall not be lawful for any person or persons to take, catch, kill, or assist in taking, catching or killing any fish by means of any seine or seines, net or nets of any kind whatsoever, in any of the Union Canal Company dams or the Summit level of the Union canal, in the county of Lebanon, and that it shall not be lawful for any person or persons to catch or take fish in any of said dams or Summit level in any way whatever during the spawning season, namely from the twentieth day of June to the twentieth day of July in each and every year: *Provided however,* That this section shall not apply to the use of set-nets, except during the spawning season.

Fishing with nets, prohibited for certain periods.

Catching fish during spawning season, prohibited.

Penalty for violating act.

Proviso.

Appropriation of penalties.

Limitation.

In default of payment, offenders to be committed to jail.

SECTION 2. That any person or persons offending against the provisions of this act, shall forfeit and pay a penalty of not less than five nor more than fifty dollars, to be recovered by an action of debt before any justice of the peace, in the name of the commonwealth of Pennsylvania, for the use of the person making the complaint: *Provided,* That the proceeding to enforce the penalties under this act shall be deemed sufficient in law, if the same forms are adopted by the justice of the peace as in an ordinary action of debt, and the same appears on his docket.

SECTION 3. That one-half of the penalties shall be paid to the school fund of the district wherein the offence was committed and the other half to the complainant: *Provided,* That no suit shall be brought three months after the commission of the offence.

SECTION 4. That if the party against whom the judgment shall be recovered, shall fail or refuse to pay the amount of such judgment and costs after execution issued, it shall be the duty of the justice to commit the offender to the gaol of the proper county for a period not less than one nor more than twenty days.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 967.

A Supplement

To an act for the improvement of certain streets in the city of Erie, approved May twentieth, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the words, "from the park," in the first and second sections of said bill, be and the same are stricken out of said first and second sections and repealed, and that in lieu thereof the words, "from Fourth street" be substituted, with like force and effect as if they had been originally made a part of said act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 968.

An Act

To incorporate the Riverside Horse Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That B. G. Welch, J. S. Bailey, E. Crompton, Orleans Long-acre, Perry Dean, A. Crenling, Robert Adams, Abner H. Brown, James M. Couch, F. G. Van Norstram, G. A. Rahm, Perry Gerheart, O. H. Ostrander and J. H. Springer, or a majority of them, be and they are hereby created a body corporate by the name, style and title of the Riverside Horse Railway Company, and as such shall have power to lay out and construct one or more railways with double or single track with turn-outs, commencing at the Danville, Hazleton and Wilkes Barre railroad, and running along Hazleton avenue to

Corporators.

Title.

Powers and privileges.

Fifth street to Broadway; thence along Broadway to Ninth street; thence along Ninth street to Mill street, and with the right to use such other streets or roads in or adjacent to the borough of Riverside, in the county of Northumberland, as may be necessary to complete the circuit; and said company shall have the privilege of extending their track or tracks across the Danville bridge over the Susquehanna river, in the borough of Danville, Montour county; thence along Mill street to Bloom street; thence along Bloom street to Mechanicsville; also from Mill street along Market street to the state hospital for the insane, with privilege of extending along such other streets or roads as may be needed; and the said company shall have power to convey passengers and all kinds of freight over said routes; and they shall have the right to purchase real estate, and erect thereon such buildings and improvements as may be necessary or deemed expedient for the purposes and conveniences of said company, and also to purchase the necessary equipments, such as horses, cars and other vehicles for the conveyance of passengers or freight over said railway.

Capital stock.

SECTION 2. That the capital stock of said company shall consist of two thousand shares, at twenty-five dollars each: *Provided*, That said company shall have power, by a vote of the stockholders convened for that purpose, to increase their capital stock as much as in their opinion shall or may be necessary to carry out the full and true intent and meaning of this act.

Dividends.

SECTION 3. That dividends of so much of the profits of said company, as shall appear advisable to the directors, shall be declared semi-annually, to be paid at any time after ten days from the time of declaring the same.

Seal, by-laws, &c

SECTION 4. That the said company shall have a common seal, and the same to alter and renew at pleasure, and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary or convenient for the government of said corporation, and not being contrary to the laws and constitution of the United States, or of this commonwealth, and generally to do for the well-being of the said company, and the due ordering and managing of the affairs thereof.

Officers.

SECTION 5. That the said company shall have power to elect or appoint a president and seven directors, a majority of whom shall be residents of Montour and Northumberland counties, and such other officers as may be deemed necessary and expedient; and in every election for officers each share of stock shall entitle the holder thereof to one vote.

Votes.

May raise money on bonds

SECTION 6. That said company shall have power to raise, on bonds, any sum not exceeding one-half their capital stock, for the purpose of carrying out the true intent of this act: *Provided*, That no bond shall be issued for a less sum than one hundred dollars, and at a rate of interest not exceeding seven and three-tenths per centum per annum.

Proviso.

Damages for crossing bridge over Susquehanna.

SECTION 7. That the damages, if any, for crossing the bridge over the Susquehanna river shall be adjusted by arbitrators, one of whom shall be appointed by the board of directors of

this company, one to be appointed by the bridge company, and the two so appointed to elect a third, and the decision of said arbitrators shall be final and binding upon both parties.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 969.

An Act

Relating to Hall's island, Northumberland county.

WHEREAS, Hall's island, situate in the Susquehanna river, and partly in Lower Augusta and partly in Jackson townships, in the county of Northumberland, is so located that often for months in the winter it is impossible for the pupils residing thereon to reach the main land, and are thus prevented from attending the public schools:

And whereas, There is not now, nor has there ever been, any public school on the said island, and the nearest thereto more than two and a-half miles therefrom:

And whereas, The families now residing thereon are anxious to enjoy the advantages of schools, and for that purpose desire to establish a school of their own; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the said island be and the same is hereby created into and made a separate and independent school district.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

o. 970.

An Act

To authorize the school directors of Greenwood township, Juniata county, to collect the balance of a bounty tax levied Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Greenwood township, Juniata county, are hereby authorized and empowered to collect or have collected, as all other taxes are by law collectible, the balance of a bounty tax assessed and levied and unpaid in said township for the year Anno Domini one thousand eight hundred and seventy.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 971.

A Further Supplement

To an act to incorporate the city of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall not be lawful for the corporate authorities of the city of Erie to widen, or cause to be widened, any street in said city, unless the owners of a majority of feet front on both sides facing such street, and between the points within which such street is proposed to be widened, shall first petition for the same; and any proceedings that may now be pending, that are contrary or inconsistent with the provisions of this act, are hereby set aside: *Provided,* That the legal costs which may have already accrued, in any such case, shall be paid by the residents on any street upon which any assessment may have already been made and confirmed by the court;

Widening of
streets, relative
to.

and it shall be the duty of the court of quarter sessions, at its first meeting after the passage of this act, to appoint some suitable persons to assess such costs upon said residents, and make return thereof to the next court of quarter sessions, and the finding of such persons shall be final; and if any person upon whom such assessment shall have been so made shall refuse to pay the same, then the same shall be collected as other assessments for street improvements are collected by law in said city.

SECTION 2. All acts or parts of acts not consistent herewith be and the same are hereby repealed. Repeal.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 972.

An Act

Appointing commissioners to lay out, locate and open a state road from Hill's Grove, in Sullivan county, to Tivoli, in Lycoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Robert D. Lancaster, Jonathan Rogers and Samuel Bryan are hereby appointed commissioners for the purpose of laying out and opening and making a state road from Hill's Grove, in Sullivan county, thence to Tivoli, in Lycoming county. Commissioners appointed.

SECTION 2. That when said road shall have been surveyed and located, it shall be the duty of said commissioners to make a draft of the same, which shall be filed of record in the court of quarter sessions of Sullivan county, and when so filed, said draft and the record thereof, shall be legal evidence in all things relating to the same; and any two of said commissioners shall be deemed a quorum and sufficient to do anything authorized to be done by this act, having due regard to a straight and easy road, at an elevation of not more than three and one-half degrees from a horizontal line, and shall clearly and distinctly mark the points on the route located; the said commissioners shall receive three dollars per day for each day they shall be necessarily engaged in the performance Draft to be made and filed.
Quorum.
Elevation.
Points on route to be marked.
Compensation.

Surveyor and chain carriers. of their duty under the provisions of this act; they shall employ a practical surveyor at the rate of five dollars per day, and two chain carriers at two dollars per day: *Provided*, That one of the commissioners may act as surveyor, and he shall not receive more than five dollars per day as commissioner and surveyor; before entering upon the duties required by this act, the commissioners and surveyor shall be sworn or affirmed before a justice of the peace to perform all the duties required of them truly and fairly.

Commissioners and surveyor to be sworn.

Duty of supervisors upon notice given.

Penalty for neglect.

Commissioners to file vouchers with county commissioners.

Payment of expenses.

Meeting of commissioners.

Vacancies.

Damages.

SECTION 3. That it shall be the duties of the supervisors or other officers having charge of the public roads in the several townships through which said road shall pass, upon a written notice being given by any person interested in its use, to proceed, without delay, to open, construct and keep in order and good repair said road, under a penalty of fifty dollars for neglecting the same, to be collected before a justice of the peace in the county where said officers reside.

SECTION 4. The commissioners appointed by this act shall file vouchers for their per diem pay and other necessary expenses, with the commissioners of the counties through which said road shall pass, who shall adjust the same and pay them as other accounts and orders are paid by warrants on the treasurer or otherwise: *Provided*, That neither of the said counties shall be liable to pay a greater proportion of the said expenses than for the work done or service rendered within said county.

SECTION 5. That said commissioners shall meet on or before the first Monday of May next, or as soon thereafter as a majority of them may agree upon, and complete the location of said road; and if a vacancy should occur by reason of resignation or otherwise, the remaining commissioner or commissioners may fill the vacancy by appointment of suitable persons.

SECTION 6. It shall be the duty of the commissioners to assess all damages sustained by owners of land by reason of said road, and said damages are to be paid as is now provided by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 973.

An Act

Entitled a supplement to an act incorporating the Allegheny and Butler Plank Road Company of the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on and after the passage of this act, the Allegheny and Butler Plank Road Company, of the county of Allegheny, shall not build or erect any house or toll-house on the line of their road within two miles of the limits of the city of Allegheny, without the consent of the owner or owners of the property along the line of said road where said house or toll-house is proposed to be built or erected by said company; and all acts or parts of acts inconsistent herewith are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 974.

An Act

To provide for the compensation of supervisors and auditors in the township of Warriors' Mark, in the county of Huntingdon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the compensation of supervisors and auditors in the township of Warriors' Mark, in the county of Huntingdon, shall be one dollar and fifty cents per day for each and every day while actually employed in the proper discharge of their duty as supervisor and auditors in said township.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 975.

A Supplement

To the act to establish graded schools in Clearfield, approved April seventeenth, eighteen hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the school district of Clearfield, elected under the provisions of the act of the general assembly, entitled "An Act to establish graded schools in Clearfield," approved April seventeenth, eighteen hundred and seventy-one, be and they are hereby authorized to erect the school house named in said act upon any other lots or lot that may be purchased or donated for that purpose.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 976.

A Supplement

To an act approved April eleventh, Anno Domini one thousand eight hundred and sixty-eight, entitled "An Act to authorize and require the school directors of North Sewickley township, Beaver county, to levy and collect a tax to pay balance due by said township for bounty purposes."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of North Sewickley township, Beaver county, be and they are hereby authorized and required to levy and collect a tax on all property in said township liable to taxation for bounty purposes, to pay a balance due Hugh Bennett, Nathen Hazen, John Baxter and Jacob Gaib, for money advanced for bounty purposes: *Provided,* That the amount collected shall not exceed the sum of two hundred

and sixty (\$260) dollars and interest on the same, from the eleventh day of April, Anno Domini one thousand eight hundred and sixty-eight, and the necessary costs of collection; and as soon as possible after the collection of said tax, the said directors shall submit the account thereof to the auditors of said township as now required by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 977.

A Supplement

To an act, entitled "An Act incorporating the Pennsylvania Exchange Company," approved the twenty-sixth day of May, one thousand eight hundred and seventy-one, relative to election of directors and stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the said Pennsylvania Exchange Company to increase or diminish the number of directors or officers of said company, from time to time, in accordance with their by-laws, rules and regulations; and further, that the par value of the shares of the company may, from time to time, be in like manner increased or reduced in amount at the discretion of the stockholders holding a majority of the shares; and it shall also be lawful for the company to classify their stock under the designation of preferred or common stock, from time to time, in such manner as may be deemed proper, appropriating preferred or common stock to such special purposes, and on such terms as, in the discretion of the company, may be deemed advisable.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 978.

An Act

Authorizing the borough of Milesburg, Centre county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the borough of Milesburg, in the county of Centre, be and they are hereby authorized and empowered to borrow, on the credit of said municipality, any sum or sums of money not exceeding thirty thousand dollars, and to issue coupon bonds or certificates of indebtedness, under the corporate seal of said municipality, attested by the president and secretary of the town council for the time being, in sums of not less than fifty dollars each, payable at the expiration of ten years, or any shorter period, from the date of issue, bearing interest at a rate not exceeding eight per cent. per annum; which interest shall be payable annually to the holder or holders of such bond or bonds, certificate or certificates; and the said borough of Milesburg has authority, from time to time, and as often as the same may be necessary, to raise by taxation, in the manner pointed out by existing laws for that purpose, such sum or sums of money as may be necessary to pay off the principal and interest of said bond or bonds, certificate or certificates: *Provided,* That such money, when borrowed, shall be appropriated only on the order of the town council of said borough of Milesburg.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 979.

An Act

Fixing the time for holding the annual town elections in Bloomsburg on the third Friday of March.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That hereafter the election of all town officers in Bloomsburg, Columbia county, shall be on the third Friday of March of each year: *Provided*, That the election of town councilmen the present year shall be on the second Tuesday of April.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 980.

A Supplement

To an act to incorporate the Limestone Turnpike and Plank Road Company of Warren county, approved April ninth, one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at all meetings of the stockholders of the Limestone Plank Road, Wharfage and Ferry Company each stockholder shall be entitled to one vote for each share of stock held by him. Votes of stockholders.

SECTION 2. That the fifth section of an act to incorporate the Limestone Turnpike and Plank Road Company of Warren county, approved April ninth, one thousand eight hundred and sixty-seven, be changed and amended so as to read as follows, namely: The officers of said company shall consist of a president, secretary, treasurer and board of not less than three nor more than five directors, as shall be fixed by the by-laws of the company. Officers.

SECTION 3. Whenever, for any reason, the officers of the company are not elected at the annual meeting on the first Monday in November of any year, they may be elected at any special meeting duly convened thereafter, and shall hold their offices till the first Monday in November next succeeding their election, and till their successors are duly chosen. Failure to elect officers at annual meeting.

SECTION 4. That the said Limestone Plank Road, Wharfage and Ferry Company shall proceed under and be subject to the provisions and have the privileges of an act, entitled "An Act regulating turnpike and plank road companies," approved January twenty-sixth, one thousand eight hundred and forty-nine, except so far as they are altered and supplied by the act to incorporate the Limestone Turnpike and Plank Road Com- Subject to.

pany of Warren county, approved April ninth, one thousand eight hundred and sixty-seven, and the act to amend the title of the same, approved April second, one thousand eight hundred and sixty-eight, and by this act.

May build
plank or tram
road.

Powers and
privileges

SECTION 5. That the Limestone Plank Road, Wharfage and Ferry Company shall have power to build a plank or tram road from any convenient point on tract number three thousand and fourteen or three thousand and seventeen, in Limestone township, Warren county, Pennsylvania, to any point on the Allegheny river in said township or in Pleasant township, in said county; and in the building and running of said road hereby authorized, and in taking land for wharfage, piling lumber and other purposes, and in building wharfs, abutments and breakwaters, and in all other respects, the said company shall have the same powers and privileges, and upon the same terms and conditions, under this act as was conferred by the act to incorporate the Limestone Turnpike and Plank Road Company of Warren county, approved April ninth, one thousand eight hundred and sixty-seven, for the road therein authorized to be built, and by the act, entitled "An Act to amend the title of an act to incorporate the Limestone Turnpike and Plank Road Company of Warren county," approved April second, one thousand eight hundred and sixty-eight.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 931.

An Act

To incorporate the Conemaugh Water Company.

Corporators.

Title.

Powers and
privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Maher, Columbus Bell, John G. Alexander, J. H. Shenk, Samuel Ray, Jacob Graff, William Ransom, James F. Elder and Archibald Davis, and their associates, successors and assigns be and the same are hereby made and constituted a body politic and corporate by the name, style and title of the Conemaugh Water Company; and by the said name they and their successors shall and may have perpetual succession, and shall be in law capable of suing and being sued,

pleading and being impleaded in all courts and judicatories whatever, and also of contracting and being contracted with relative to the business and objects of said corporation as hereinafter declared, and they and their successors may have a common seal, and may change and alter the same at pleasure, and shall have power to lease and purchase, in fee simple or otherwise, such real estate as may be necessary for carrying on the business of said corporation, and in their corporate name to borrow money and to make and execute obligations for the liabilities created in the transaction of said business of the corporation.

SECTION 2. That the said corporation shall have exclusive authority to supply with water the borough of Blairsville and vicinity, in the county of Indiana, and such persons, partnerships and corporations residing therein as may desire the same, at such price as may be agreed upon; and also to make and erect within the borough of Blairsville, or in the vicinity thereof, or at any point on the Conemaugh river between the farm of Samuel Ray on the east and the railroad bridge over the said river on the west, the buildings, machinery and apparatus necessary for collecting and distributing the same, with the right to enter upon any public street, lane, alley or highway for the purpose of laying down pipes, altering, inspecting and repairing the same, doing as little damage to said streets, lanes, alleys or highways, and impairing the free use thereof as little as possible.

Exclusive authority to supply water.

May erect works

May enter upon highways to lay pipes, &c.

SECTION 3. That the capital stock of said corporation shall be twenty-five thousand dollars, (\$25,000,) to be divided into shares of one hundred dollars (\$100,) each, and may be increased from time to time not to exceed fifty thousand dollars, (\$50,000,) as the managers thereof shall deem necessary; for all of which stock certificates shall be issued, signed by the president and countersigned by the secretary, and sealed with the common seal of said corporation, which certificates shall be transferable only by the owner thereof or by attorney duly authorized for that purpose in the presence of the president or secretary, in a book kept for that purpose by said corporation.

capital stock.

Certificates.

SECTION 4. That the said named persons, or a majority of them, shall, as soon as fifty shares of stock are subscribed, give at least six days' notice in writing to each subscriber, of the time and place appointed by them for the subscribers to meet, in order to organize the said company, and to choose by a majority of votes of the said subscribers by ballot, to be given in person or by proxy duly authorized, seven managers to serve until their successors shall be duly elected, which shall be annually, on the first Monday of March, in each year thereafter; and said managers shall have power to elect one of their number as president, and shall also choose a secretary and treasurer to serve for the same term; and the manner of conducting said elections shall be prescribed in the by-laws of said corporation; and at all elections, the stockholders shall be entitled to one vote for such share of stock *bona fide* held by him, her or them, either as trustees, executors or administrators at the time of holding said election.

Organization.

Election of managers.

President, secretary and treasurer. Manner of conducting elections.

Votes.

By-laws.

Minutes of
proceedings.

Dividends.

Penalty for
taking water
without au-
thority.Punishment for
injuring works.Failure to pay
instalments of
stock, relative
to.

SECTION 5. That the board of managers of this corporation shall have power to make by-laws for their own regulations, not inconsistent with the laws of this commonwealth, and shall keep minutes of their proceedings, which shall at all proper times be open to the inspection of the stockholders, and all such acts and things for the proper regulation and government of the corporation as they may deem necessary; they shall have power to declare dividends of so much of the net profits of the corporation as shall appear to them to be advisable, and at such times as the by-laws may fix, which shall be paid to the stockholders on demand, ten days after the same shall have been declared.

SECTION 6. That if any person or persons shall open a communication into the water pipes of said company, without authority from the proper officer thereof, or shall let on the water after it has been stopped by the order of the company or its authorized agent, he, she or they so offending shall be subject to a penalty of not less than twenty nor more than eighty dollars, to be recovered before any justice of the peace as debts under one hundred dollars are recovered, one-half to go to the informer, who shall be a competent witness, the other half to the company.

SECTION 7. That if any person shall wilfully or maliciously do or cause to be done any act or acts whatever, whereby any building, construction, reservoir or works of said company, or any water pipe or hydrant, or any matter or thing pertaining to the same shall be stopped, obstructed, injured or destroyed, the person or persons so offending shall be considered guilty of a misdemeanor, and may be therefor indicted in the court of quarter sessions, and on conviction thereof shall be punished by a fine not less than one hundred dollars nor more than five hundred dollars, or imprisoned for a term not less than ten days nor more than one year, or both, at the discretion of the court: *Provided*, That such prosecution shall in no way impair the right of said company to a full compensation in damages by a civil suit.

SECTION 8. That if any subscriber for said stock to said company, or his, her or their assigns shall refuse or neglect to pay any instalment called for by the said company at the place appointed, and the same shall remain unpaid for thirty days after the time appointed, he, she or they shall, in addition to the instalment called in, pay at the rate of five per centum per month for delay, and if the same shall remain so long that the penalty shall amount to the sum actually paid in by the stockholder or stockholders, it shall be in the power of said company to forfeit said stock, and the amount paid thereon may be disposed of by the said company as will best promote their objects.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 982.

An Act

To appoint an advisory board for the benevolent institution known as the American Printing House for the Blind.

WHEREAS, There has been established, at Louisville, Kentucky, by the joint action of the legislatures of several states, a benevolent institution known as the American Printing House for the Blind, the object of which is to print and publish books in raised letters for the use of the blind in the United States:

And whereas, The National Association for Printing for the Blind, which originated in this commonwealth, and was located at Philadelphia, has become auxiliary to the said American Printing House:

And whereas, The said printing house is now in successful operation:

And whereas, By section seven of the charter of said printing house it is provided that every school for the blind located in a state whose legislature or citizens contribute to the funds of the American Printing House shall, in proportion to the funds contributed, be entitled to copies of every book published by said house, to be distributed gratuitously to such blind persons as are unable to purchase them:

And whereas, It is desirable that the blind of the state of Pennsylvania should be furnished with the books published from time to time by the said printing house; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jay Cooke, A. J. Drexel, Matthew Baird, Alexander Whildin and Joseph W. Drexel, of the city of Philadelphia, be and they are hereby constituted an advisory board, to consult and co-operate with any auxiliary society or board of trustees for the state of Pennsylvania that now exists or that may hereafter be created, for the purpose of soliciting funds to sustain the said American Printing House; the said advisory board to have the authority and power to fill any vacancy occurring in their body by resignation, removal or death, whenever such vacancies occur.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 983.

An Act

To incorporate the Pennsylvania Spring Car Seat Company.

Corporators.	<i>SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Emiliers N. Scherr, Jr., Nathan Middleton, Daniel F. Haas, Henry G. Leisenring, Allen Middleton, Jr., John Hal-deman, and their associates, or any three of them, be and they are hereby created a body politic, by the name, style and title of the Pennsylvania Spring Car Seat Company, and by such name and title shall have continual succession, and shall be capable of suing and being sued, impleading and being impleaded; and by that name and title may acquire, hold, possess and enjoy to them, their successors and assigns, all such lands, tenements, leasehold estates, hereditaments, goods and chattels, securities and estates, real, personal and mixed, of whatever kind and quality whatsoever, as may be necessary to manufacture car springs and seats for railroad cars, to transport said production to such markets as may be desired, either by water or rail, and to provide suitable facilities for such transportation.
Title.	
Powers and privileges.	
Capital stock.	<i>SECTION 2.</i> That the capital of said company shall be fixed at one hundred thousand dollars, with power to increase from time to time, when approved by a majority of the stockholders in writing; and that the company may locate and establish such office and offices as they may deem proper, and issue such bonds as may be deemed necessary, not exceeding five hundred thousand dollars, and at a rate of interest not exceeding eight per centum.
Offices.	
May issue bonds	
By-laws, rules and regulations.	<i>SECTION 3.</i> That the said company shall have power to make all necessary by-laws, rules and regulations for the government of the corporation, its officers, stockholders and agents, and all its operations, and change at pleasure, and to adopt and use a common seal, and the same to change, alter or amend at pleasure.
Seal.	

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 934.

An Act

Relative to the collection of taxes in Union county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the commissioners of the county of Union shall, on or before the first day of June in each and every year, place in the hands of the treasurer of the county certified duplicates, one for each township, of all taxes assessed for county or state purposes; and it shall be the duty of the treasurer to give at least one month's notice, in at least three newspapers in said county, of the time and place at which he will attend in each township in the county, at least one day, for the purpose of receiving the taxes; and it shall be his duty to collect and receipt for all taxes contained in the certified duplicates aforesaid, within three months after the date of said notice.

Commissioners to place duplicates in hands of county treasurer.

Duties of treasurer.

SECTION 2. In default of the collection of the taxes in the said certified duplicates, within three months after the date of the notice aforesaid by the treasurer of the county, the county commissioners shall appoint one collector for each borough and township in the county, and shall issue to each collector a warrant for the collection of the unpaid taxes on said duplicates, and they shall proceed to collect the unpaid taxes assessed therein, with an addition of five per cent. on the amount thereof, in the manner heretofore provided by law; and in addition, in case of distress and sale of goods, he shall receive the same fees as are now allowed by law to constables on a levy and sale upon writ of execution, which fees he shall retain out of the proceeds of such sales, after deducting the taxes and the addition of five per centum thereon.

Collectors of delinquent taxes to be appointed, and warrant issued.

Five per cent. to be added.

Fees.

SECTION 3. The compensation of the treasurer shall be two dollars for each day he shall sit at the places he shall appoint to receive the taxes, and for each day necessarily spent in going to and returning from the same.

Compensation of treasurer.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 985.

An Act

Extending the provisions of an act, entitled "An Act relating to the collection of school tax in the school districts of the commonwealth of Pennsylvania," approved April twenty-first, Anno Domini one thousand eight hundred and sixty-nine, to the counties of York and Adams.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the provisions of an act, approved the twenty-first day of April, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act relating to the collection of school tax in the school districts of the commonwealth of Pennsylvania," be and the same are hereby extended to the counties of York and Adams.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 986.

An Act

To incorporate the Neptune Club of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That W. D. Kindrick, William F. McCully, Oscar S. Wilson, John H. Cook, Michael J. Mackin, Charles Schneider, Edwin Davis, Ferdinand A. Hardt, Frank Moran, William F. Mooney, William Megonigle, Junior, Washington L. German, and all and every the persons who shall at the time of the passing of this act be members of the association called the Neptune Club, shall be and they are hereby created and declared to be one body politic and corporate by the name, style and title of the Neptune Club, and by the same name shall

Corporators.

Title.

have perpetual succession, and shall be able to sue and be sued, implead and be impleaded in all courts of record or elsewhere, and to purchase, receive, have, hold and enjoy to them and their successors lands, tenements, rents, annuities, franchises, hereditaments, goods and chattles of what nature, kind and quality soever, real, personal or mixed, or choses in action, and the same from time to time to sell, grant, devise, alien or dispose of: *Provided*, That the clear yearly value or income of the necessary houses, lands and tenements, rents, annuities or other hereditaments and real estate of the said corporation, and the interest of the money by it lent, shall not exceed the sum of five thousand dollars, (\$5,000,) and also to make and have a common seal, and the same to break, alter and renew at pleasure; and also to ordain, establish and put into execution such by-laws, ordinances, and regulations as shall appear necessary and convenient for the government of the said corporation not being contrary to this charter and the constitution and laws of the United States or of this commonwealth, and generally to do all and singular the matters and things which to them it shall lawfully appertain to do for the well-being of the said corporation and the due management and ordering of the affairs thereof.

SECTION 2. That the said corporation shall be authorized to borrow a sum of money not exceeding twenty-five thousand dollars, and issue certificates of twenty-five dollars each therefor.

Powers and
privileges

May borrow
money and
issue certifi-
cates therefor.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 987.

A Supplement

To the act to incorporate the Petroleum Bank, approved the twentieth day of November, Anno Domini one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the following names shall be added to those named in the bill to which this is a supplement: John E. M. Herron, John G. Umstead, W. H. Armstrong, Joseph L. Tull and

Joseph H. M'Keehan, with equal powers with the original corporators; and that the said bank shall have power to commence business with six (6) directors, and to increase the number to twelve, (12,) as the business of the said bank shall increase; and the said bank shall have power to change its name once by filing a notice and certificate of the intended change with the secretary of the commonwealth at Harrisburg, signed by the president and attested by the cashier of said bank, and giving the name by which said bank shall thereafter be known.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 988.

An Act

To incorporate the Odd Fellows' Mutual Relief Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That D. B. Else, J. W. Leonard and A. J. Dietrick, their associates, successors and assigns, are hereby created a body politic and corporate in law, under the name, style and title of the Odd Fellows' Mutual Relief Association, and that by that name shall have a corporate seal, and be able to sue and be sued, to plead and be impleaded in any court of law or equity, and to purchase, receive, have, hold and enjoy to them and their successors such real and personal property as may be required by said association to carry out the object of the said corporation, which shall be the relief of Odd Fellows.

SECTION 2. The corporators aforesaid shall act as directors of said corporation until the first annual election, to be designated by the by-laws to be enacted, and until their successors are elected and duly qualified; and the said corporators shall also have power to appoint such officers as may be necessary to carry out the objects of said corporation, and to ordain, establish and put into execution such by-laws and regulations as may be necessary for the government of said association, and to locate and hold an office or branch office in this or any adjoining states not in contravention of this charter or of the constitution of the United States or of this common-

Corporators.

Title.

Powers and privileges.

Corporators to be first directors

May appoint officers, establish by-laws, &c.

wealth, and generally to do, all and singular, the matters and things which to them it shall lawfully appertain to do for the well-being of the association and the due ordering and management thereof.

SECTION 3. That the principal office of said association shall be in the city of Williamsport, in the county of Lycoming.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 989.

An Act

To authorize the councils of the city of Reading to widen Reed street, between Washington and Walnut streets, in said city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the select and common councils of the city of Reading shall have power and authority to widen Reed street, between Washington and Walnut streets, in said city, by adding twenty feet in width on the east side of the street, including an eleven feet wide pavement on the east side, so as to make the said street forty feet wide, in the same manner as though the said street had been laid out as a forty feet street in the horizontal survey of said city: *Provided,* That the county of Berks shall not be liable for damages incurred in widening and opening the same.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 990.

An Act

Relating to the roads of Birmingham township, Chester county.

Supervisors. SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the number of supervisors of said township shall be three, of whom one shall be elected annually for the term of three years.

To divide roads into sections, and sell repairs. SECTION 2. The supervisors shall divide the roads of said township into convenient sections, not exceeding one mile in length; they shall give ten days' written or printed notice of the sale thereof, by notice put up in at least ten of the most public places in said township, and shall sell the repair thereof to the lowest best bidder for the period of three years; supervisors may purchase sections; purchasers shall give security, if required by the supervisors.

Security from purchasers.

Ditches, and rounding of roads.

SECTION 3. It shall be left to the discretion of the supervisors to decide whether ditches shall be made along the sides of the roads or not, and whether the roads shall be made rounding or not.

Liability of supervisors for repairs.

SECTION 4. In case complaint shall be made of the condition of the roads, the supervisors shall not be liable for the non-repair thereof, until fifteen days' written notice shall have been given them, specifying the particular section or sections in want of repair; and any such prosecution must be commenced within thirty days from the time such notice was given.

Failure of contractors to repair sections.

SECTION 5. In case any contractor, after ten days' notice of the condition of the roads, fails to repair his section or sections, the supervisors may repair the same, and recover from any such defaulting contractor the cost of such repair by action of debt or otherwise.

New roads.

SECTION 6. The supervisors shall have the right to sell, at public sale, to the lowest best bidder, the opening of new roads.

Repeal.

SECTION 7. All special laws relating to the repair of the roads of said township are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 991.

An Act

To extend the time of certain persons, collectors of school and militia taxes, in the borough of Port Carbon and the independent school district of Blythe township, Schuylkill county, to make returns.

WHEREAS, Neal Quinn, collector of county, state and militia taxes of the borough of Saint Clair, in Schuylkill county, for the year one thousand eight hundred and seventy-one, John Casey, collector of county, state, militia, borough and school taxes in the borough of Port Carbon, in Schuylkill county, for the year one thousand eight hundred and seventy-one, and Benjamin Weller, collector of school taxes of the independent school district of Blythe township, Schuylkill county, for the year one thousand eight hundred and seventy, have been prevented by sickness from making their respective returns, within the time allowed by law, uncollected taxes; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the commissioners of Schuylkill county to receive the returns of said collectors of the respective taxes within thirty days from and after the passage of this act.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

No. 992.

An Act

To provide for the re-examination and re-settlement of the several accounts of the receipts and expenditures of the bounty fund for Codorus township, in the county of York.

WHEREAS, It has been represented to this general assembly by petitions of the citizens and tax-payers of Codorus township, in the county of York, numerous signed, that great and material errors exist in the several accounts of the bounty fund of said township of Codorus, as the same are now settled and audited, and which errors were unknown to the petitioners

Preamble.

until after the time allowed by law for appealing from such settlements had expired :

And whereas, It is due to the said citizens and tax-payers that an investigation should be instituted to ascertain the true state of said accounts, to correct any substantial errors that may have happened in the auditing of the same, and to reclaim from all persons who may have through fraud or mistake unlawfully applied to their own use any part of said bounty fund the amounts so unlawfully applied with interest, and that all manner of material errors existing in the settlement and auditing of said accounts may be duly corrected; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Auditors to be elected.

Their duties.

That the qualified voters of said township of Codorus, York county, shall, on the second Tuesday of October, elect three auditors, whose duty it shall be, after having first duly taken and subscribed an oath or affirmation to discharge their several and respective duties under this act with fidelity and impartiality, which oaths or affirmations shall be immediately thereupon filed with the secretary of the board of school directors for said township, to proceed to revise and re-examine the said several accounts of the receipts and expenditures of said bounty funds, and if upon such revising and re-examination any material errors shall be found therein, to re-audit and re-state such erroneous account or accounts, correcting therein all material errors, and ascertaining as nearly as may be the amount and character of all such errors, and the balance, if any, due either by any person or persons who had the care or management of said bounty fund, or any part thereof, or by the township to any such person or persons.

Meetings.

Compensation and expenses.

SECTION 2. That said auditors shall meet for the discharge of their duties at the place fixed by law for holding the general election for said township, and shall continue their sessions, from time to time, until said re-examination and re-settlement shall be fully completed, and shall each receive a compensation of one dollar and fifty cents per day for each and every day, not exceeding twenty days, necessarily employed in the discharge of their said duties, which amount, together with all necessary expenses for stationery, serving subpoenas or other proper notices, witness fees at legal rates as in suits before justices of the peace, shall be paid by the treasurer of said township out of the funds thereof in his hands, on accounts, duly rendered on oath or affirmation, of persons duly entitled to receive the same, and the receipts of the persons so paid shall be a valid voucher in the settlement of said treasurer's accounts.

Powers.

SECTION 3. That the said auditors shall have all the powers conferred upon the auditors of each county by the fiftieth, fifty-first, fifty-second, fifty-third and fifty-fourth sections of the act of the general assembly of this commonwealth, approved the fifteenth day of April, one thousand eight hundred and thirty-four, entitled "An Act relating to counties and townships and county and township officers."

SECTION 4. That every officer or person whose accounts shall be revised, re-examined and re-settled by the auditors appointed by this act, shall be summoned to appear before them, on reasonable notice, and be heard by them, and whenever the said auditors shall complete the account of any such officer or person, and shall thereby increase the charge or balance found against him by the township auditors, computing interest in all cases upon such increase from the time at which they shall find the same to have been unlawfully applied by such officer, or otherwise properly chargeable against him, and shall file their report thereof, in reciting, in each and every such case, in the office of the prothonotary of the court of common pleas of said county, who shall file and enter the same of record in the same manner as judgments are entered, and from the time of such filing and entry shall have the effect of a judgment against the real estate of the officer or person who shall thereby appear to be indebted to said township.

Officers to be summoned to appear, and be heard.

Report.

SECTION 5. That all the provisions of the one hundred and fourth section of the act of the general assembly of this commonwealth, approved the fifteenth day of April, one thousand eight hundred and thirty-four, entitled "An Act relating to counties and townships and county and township officers," and of the nineteenth section of the act, approved the fourteenth day of April, one thousand eight hundred and fifty-one, entitled "An Act relating to the commencement of actions, et cetera," and of the eleventh section of the act, approved the fourteenth day of April, one thousand eight hundred and thirty-eight, entitled "An Act relating to the commencement of actions to appeal from county auditors, et cetera," be and the same are hereby extended to and made part of this act.

Certain provisions made part hereof.

SECTION 6. If an appeal shall not be entered and security given as by the said acts required, or if upon such appeal judgment shall be given in favor of the said township, execution shall thereupon issue against the property or person of the defaulting officer, in like manner as upon judgments received in the usual course of law.

Execution to issue against defaulters.

SECTION 7. If any or either of the auditors appointed by this act should neglect or refuse to serve, or any vacancy should occur by death, resignation or otherwise, the court of common pleas of said county, or any judge thereof, shall have power to appoint another auditor or auditors in his or their stead, and who shall be duly qualified as hereinbefore provided: *Provided*, That the time for the revising and re-settling the accounts of the said bounty fund shall not extend beyond the fourth Monday of August, Anno Domini one thousand eight hundred and seventy-two.

Vacancies.

Time for revising accounts limited.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 993.

A Supplement

To an act, entitled "An Act to enable the school directors of the borough of Lehighton, Carbon county, to borrow money for the erection of school buildings," authorizing said school directors to borrow additional money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. and it is hereby enacted by the authority of the same,* That the school directors of the borough of Lehighton, in the county of Carbon, be and are hereby authorized and empowered to borrow an additional sum of money not exceeding nine thousand dollars, for the purposes and upon the terms and conditions provided and declared in the aforesaid act of assembly, approved second day of April, Anno Domini one thousand eight hundred and sixty-seven, to which this is a supplement.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 994.

An Act

To authorize the school directors of the Smethport school district in M'Kean county, to levy additional tax for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the school directors of Smethport school district, in the county of M'Kean, are authorized and empowered to levy and collect annually, for school purposes, a school tax not exceeding two per centum of the valuation on all property liable to pay a school tax.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 995.

An Act

To provide for the payment of certain bounty claims in the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That where any township or district officers or authorities, in the county of Crawford, heretofore advanced money to secure the quota of soldiers for the township or district during the late civil war, or borrowed money for said purpose, for the repayment of which they are in any wise personally responsible, the township or district shall be liable therefor to the full extent of the money advanced or borrowed, and the interest agreed to be paid therefor; and if the same is not paid within ninety days after the passage of this act suit may be brought, by bill or otherwise, in the name of any or all the persons so advancing or borrowing the money, or their legal representatives, against such township or district, or against any of the taxables thereof who have refused to pay their respective assessments for the quota of soldiers; and if such amount is paid by such township or district, or if suit is brought against the same and judgment is obtained therefor, or the amount thereof is paid before or after judgment recovered, and the delinquent taxables do not pay their respective assessments, the proper officers of the township or district, for the time being, may issue their warrant to any suitable person to collect such an amount as they may estimate necessary to pay the amount of said claim, with the addition of the cost incident to the legal proceedings; and the assessment and the collection shall be made and enforced as in other cases of taxes for ordinary purposes; any surplus or deficiency in the fund so raised, arising from a mistake in estimating accurately, or failure to collect entirely and precisely the amount required, not exceeding one hundred dollars, shall go to or be drawn from the school or road fund of the proper township or district, as the authorities whose duty it shall be to raise the fund and pay such claims shall decide and resolve.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 996.

An Act

To declare John M'Fadden the adopted son and heir-at-law of Elizabeth Holmes, of the borough of New Cumberland, Cumberland county, and to change the name of the said John M'Fadden to that of John Holmes.

WHEREAS, Elizabeth Holmes and John M'Fadden, of the borough of New Cumberland, in the county of Cumberland, have petitioned the general assembly of Pennsylvania to declare the said John M'Fadden to be the adopted son and heir-at-law of the said Elizabeth Holmes, and to change his name to that of John Holmes, and the said John M'Fadden being over the age of twenty-one years and the courts have no jurisdiction.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of John M'Fadden, of New Cumberland borough, Cumberland county, Pennsylvania, be and it is hereby changed to that of John Holmes, and that he is hereby made the adopted son of the said Elizabeth Holmes, with all the rights and privileges of a son born of her body in lawful wedlock.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 997.

An Act

For the relief of Eliza Birch, widow of Thomas Birch, a soldier of the war of one thousand eight hundred and twelve.

WHEREAS, Eliza Birch, of Crawford county, widow of Thomas Birch, a soldier of the war of one thousand eight hundred and twelve, is in poor health and destitute circumstances, being without means to make herself comfortable;

and further, the said Thomas resided up to the time of his death in said county and his said widow has remained such resident unmarried since his death:

And whereas, Said Thomas was not in the military service of the United States or the state long enough to entitle said widow to aid under existing laws of the state or of the United States; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the provisions of the act granting gratuity and annuity, et cetera, approved the thirtieth day of March, one thousand eight hundred and sixty-six, be so extended that said Eliza Birch shall be entitled to receive the gratuity and annuity provided for in said act for and during the term of her natural life: *Provided however*, That this act shall not take effect unless the records in the adjutant general's office shall show service as herein stated: *Provided*, That when the general government shall provide by law for the payment to the widows of soldiers of the war of one thousand eight hundred and twelve in such cases then the pension hereby granted shall cease.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 998.

A Supplement

To an act, entitled "An Act appointing commissioners to lay out and open a state road in the counties of Potter and M'Kean," approved the eleventh day of April, Anno Domini one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the powers and authority to levy, assess and collect a tax upon the unseated lands of the several townships through which said state road passes, conferred upon said state road commissioners by the act to which this is a supplement and its several supplements, be and the same is hereby conferred upon the persons last acting as said commissioners, for a pe-

Power to levy
tax on unseated
lands.

riod of five years, from the first day of April, Anno Domini one thousand eight hundred and seventy-two, excepting in the townships in M'Kean and Cameron counties, through which said road passes: *Provided*, That the said commissioners shall not levy a tax exceeding three mills on the dollar of the assessed valuation of said lands in any one year: *And provided further*, That the said taxes shall only be expended in repairing the said state road and the bridges thereon, in the county of Potter, and the necessary expenses of the said commissioners in supervising said state road and business connected therewith.

SECTION 2. That the said commissioners, before entering upon their duties, shall give new bonds with sureties for the faithful performance of their duties, and for the faithful application of all moneys coming to their hands, to be approved by the court of quarter sessions of Potter county, or one of the judges thereof in vacation; and the court of quarter sessions of Potter county shall have the same authority over the said commissioners and the road in their charge as was conferred on said court by the said act and its several supplements.

SECTION 3. That the commissioners of the several counties through which the said road passes, are hereby required to draw their orders upon the treasurer of the proper county, in favor of the said state road commissioners, for all moneys in his hands, levied and assessed by said state road commissioners; and the said state road commissioners shall annually settle their accounts with the auditors of Potter county, as provided for in the act to which this is a supplement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO W GEARY

No. 999.

An Act

To amend an act, entitled "An Act consolidating the wards of the city of Pittsburg for educational purposes."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That so much of section fifty-four of the act, entitled "An Act consolidating the wards of the city of Pittsburg for educational purposes," approved the twelfth day of February, one thousand eight hundred and sixty-nine, as authorizes or requires sub-district school boards to exclude from the schools of their respective sub-districts persons of color, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1000.

An Act

To regulate the election of school directors in the sub-school districts in the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That where any ward of the city of Pittsburg is divided into two or more election precincts, said ward being one sub-school district, the electors of each election precinct shall vote only for school directors who are residents of their own election precinct; and each election precinct shall be equally represented in the school board of said sub-district.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1001.

An Act

To repeal, in part, an act to annex the farms of George Jackson, and others, to the Oneida school district of Huntingdon county, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of an act of the general assembly of this commonwealth, entitled "An Act to annex the farms of George Jackson, and others, to the Oneida school district of Huntingdon county," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six, as annexes the farm of John Warfel, in Henderson township, to the township of Oneida, for school purposes, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1002.

An Act

Amending section four, chapter second, of the charter of the city of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section four, chapter second, of the charter of the city of Allegheny, be and it is hereby amended, by striking out the word "tri-ennially" and inserting in its stead the word "annually."

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1003.

An Act

In relation to insane persons in the county of Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any borough or township within the county of Butler, chargeable with the support of more than two insane persons in any of the asylums, hospitals of the state, the expense for the maintenance and support of such excess shall be defrayed by the county by warrants drawn upon the county treasurer in the usual manner.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1004.

An Act

Relating to sewers in the city of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter all assessments for the cost of the construction of sewers in the city of Allegheny shall be made after the completion of the work; no sewer assessment heretofore made in said city shall be invalid by reason of any irregularity or error in the time of making the same.

Sewer assessments, relative to.

SECTION 2. That the councils of said city shall have the power to construct any sewers deemed necessary, whether included in the plans already made and adopted or not.

Councils may construct sewers.

SECTION 3. That it shall be the duty of any person, claiming to be damaged by the location of a sewer through his private property, to make application for the appointment of viewers, within six months from the construction of the same through said private property; and said councils shall appoint as

Duty of persons claiming damages.

Viewers. viewers three freeholders, of the county of Allegheny, not owning property in said city.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1005.

An Act

To prevent horses, mules, sheep and hogs from running at large in the township of Keating and borough of Smethport, in the county of M'Kean.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Certain animals
not to run at
large.

That from and after the passage of this act no horses, mules, sheep or swine shall be suffered to run at large, or upon the public roads or highways, in the township of Keating, or borough of Smethport, in the county of M'Kean, under the penalty of one dollar per head for horses and mules, and fifty cents per head for sheep and swine.

Penalty.

Duties and powers of constables

SECTION 2. That it shall be the duty of the constable or road supervisor of said township, or constable of said borough, or either of them, and they are hereby authorized, empowered and required, without any special warrant or other authority than this act, to seize and secure every animal of the horse, mule, sheep or swine kind that may be running at large or in the public roads or highways as aforesaid, and the same to sell at public sale in the same manner as is provided by law for selling of strays, giving the owner, if he or she can be found, at least five days' notice previous to such sale; if such owner shall pay the constable or supervisor the penalty prescribed in the first section of this act, and also pay for the keeping of such animal or animals, then it shall be the duty of the constable or supervisor to deliver such animal or animals to the owner, but if he shall make sale as aforesaid, he shall pay the overplus, if there be any, to the owner, after deducting the said penalty and expenses, and the constable or supervisor making such seizure shall pay one-half of the penalty aforesaid to the school treasurer of the said township or borough for the use of the common schools therein.

When animals
to be delivered
to owners.

SECTION 3. That it shall be lawful for any person finding any animal or animals running at large as aforesaid to seize and take them to the nearest constable or supervisor, for which such person so delivering any animal or animals shall be entitled to receive fifty cents for each of the horse, mule or swine kind, and twenty-five cents for each of the sheep kind so delivered, which is to be secured as part of the expense of keeping such animals.

Animals found at large may be seized and delivered to constables.

SECTION 4. That if any constable shall neglect or refuse to seize or secure any animal or animals running at large as aforesaid, after being notified to seize and secure the same, such constable or supervisor shall pay a fine of five dollars, for the use of the schools of said township or borough, for every such refusal or neglect, to be secured by any person suing for the same in the name of the treasurer of school money in said district.

Penalty for neglect of duty by constables.

SECTION 5. This act shall not be construed to include any animals that may casually break out of their proper enclosure and whose owners are using due diligence to reclaim them.

Construction.

SECTION 6. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1006.

A further Supplement

To an act incorporating the borough of Dunmore.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all that portion of the territory of the borough of Dunmore, embraced within the limits of the Third and Fourth wards of said borough, lying south-east of the Roaring Brook, shall be and compose the Fifth ward of the borough of Dunmore.

Fifth ward created.

SECTION 2. That all that portion of the Third ward of the said borough of Dunmore, lying west of the old road leading from the city of Scranton through the borough of Dunmore to the village of Olyphant, and south of the Philadelphia and Great Bend turnpike, shall be and compose the Sixth ward of the borough of Dunmore; all elections in said borough shall be held in the Third, Fifth and Sixth wards in said borough, as follows: For the Third ward at the house kept

Sixth ward created.

Places for holding elections.

Officers to conduct elections.

by Peter Burschel, in said ward; for the Fifth ward at the house kept by P. Timlin, in said ward; for the Sixth ward at the house kept by Isaac Depuy, in said ward; that at all elections held in said wards, until after the ensuing annual borough election, D. J. Hastings shall act as judge of election and James Riley and John Harper as inspectors of election, in the Third ward of said borough; that James M'Donnell shall act as judge of election, and Thomas Duffy and P. Fennerty as inspectors of election in the Fifth ward of said borough; that David P. Barton shall act as judge of election, and J. A. A. Burschel and A. J. Widner as inspectors of election in the Sixth ward of said borough; and at the first borough election next ensuing after the passage of this act, and annually thereafter, there shall be elected one judge and two inspectors of election in each of said wards, who shall be elected and qualified, and shall perform the duties in their respective wards of like officers under the laws of this commonwealth: *Provided*, That nothing contained in this act shall be construed to impair, alter or affect in any manner, the existing government of said borough, its laws, ordinances, by-laws and regulations, nor for the increase of officers of said borough, only as herein provided for election purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1007.

An Act

To authorize the appointment of an additional notary public for the counties of Fayette and Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized to appoint and commission an additional notary public for the county of Fayette, to reside in the borough of Connellsville, in said county, and an additional one for the county of Centre, to reside in Penn township.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1008.

An Act

For the relief of James M'Cann, Jr.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general is hereby authorized and directed to examine the claim of captain James M'Cann, Jr., for subsistence furnished to members of company C, Thirteenth regiment, Pennsylvania cavalry, during the months of July and August, one thousand eight hundred and sixty-two, and if found correct, to issue his warrant for the amount allowed, which shall be paid by the state treasurer out of any moneys not otherwise appropriated.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1009.

An Act

To extend the provisions of an act, entitled "An Act to regulate medical practice in certain counties of this commonwealth," to Westmoreland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to regulate medical practice in certain counties of this commonwealth," approved the twenty-first day of March, Anno Domini one thousand eight hundred and seventy, be and the same is hereby extended to the county of Westmoreland, except that portion of the proviso to the first section of said act, which exempts from its operation persons who are reading or have read medicine under the control and instruction of a physician or sur-

geon who has the qualification to practice prescribed by this section, when such persons have the assent of such preceptor to practice.

WILLIAM ELLIOTT,

Speaker of the House of Representatives

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY.

No. 1010.

An Act

To allow the board of school directors of the school district of Belle Vernon, Fayette county, to appropriate certain school tax to building purposes, and to levy and collect a per capita tax for a like purpose, and to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said school directors of the school district of Belle Vernon, Fayette county, Pennsylvania, shall have power to use for the purpose of building a school house in said district any funds heretofore levied and collected for school purposes and not presently needed to keep the schools in said district in operation, and also to appropriate to like or building purposes any tax which may be levied and collected hereafter in excess of what may be necessary to keep open the schools in said district the time required by law; that it shall be lawful for said school board to levy and collect a per capita tax upon any male taxable inhabitant in said school district, to be applied to building purposes aforesaid; said per capita tax not to exceed two dollars in amount in any one year for any one taxable: *Provided,* The right to levy and collect said per capita tax shall cease in three years from the date of the passage of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1011.

A Further Supplement

To an act, entitled "An Act to incorporate the East Liberty and Penn Township Plank Road Company," approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-two, (pamphlet laws one thousand eight hundred and fifty-two, page two hundred and fifty.)

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all that portion of said East Liberty and Penn Township plank road between the intersection of the Sandy Creek road therewith, on the land of James Kelly, and the eastern terminus of said plank road, on the lands of James M'Gregor's heirs, is hereby declared a township road; and the said East Liberty and Penn Township Plank Road Company, or any person or persons holding under them, are hereby released from all liabilities for making and maintaining that portion of said road.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1012.

An Act

To lay out a state road in counties of Schuylkill and Columbia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That S. P. Ryon, of the county of Columbia, and Robert C. Heaton and Lewis A. Riley, of the county of Schuylkill, be and they are hereby appointed commissioners to view and lay out a state road from a point at or near the Union colliery of John Anderson and company, in Conyngham township, Co-

Route.	lumbia county, intersecting public road leading from Big Mine run to Centralia, and extending in an easterly direction to Raven run, intersecting the public road leading from Girardville to Rington at a point at or near Cuyler colliery, in Schuylkill county, and being a distance of two miles, more or less.
Duties of commissioners.	SECTION 2. It shall be the duty of said commissioners, having been properly sworn or affirmed, to carefully view the grounds and lay out the said road, having respect to the ground and shortest distance, so as to do the least injury to private property and best promote the public good, and they shall clearly and distinctly mark upon the ground the route agreed upon.
Draft to be made and copies thereof filed.	SECTION 3. The said commissioners shall make out a fair and accurate draft of the location of the road, noting thereon the courses and distances, and the water and county and township lines, a copy of which shall be deposited in the office of the clerk of the court of quarter sessions of the counties through which the road shall pass; and for fulfilling the duties enjoined thereon by this act, the said commissioners shall be allowed
Compensation.	two dollars per day for every day thereon employed, and for any practical surveyor employed by said commissioners to aid in surveying and laying out said road, and in making drafts of said road, they shall be allowed three dollars per day for every day so employed; and the treasurers of the respective counties shall be empowered to pay said expense, in proportion to the length of road, on presentation to the county commissioners of bill, properly signed by said road commissioners and sworn to by them, and upon order drawn on the treasurer of the county commissioners.
Payment of expenses.	SECTION 4. As soon as a draft and report of said road by said commissioners shall be filed in the respective offices of the respective counties, said road shall be a public highway, and shall be opened and repaired as all other roads in said townships are respectively opened and repaired; and it shall be the duty of the supervisors of the respective townships, on notice, to immediately proceed to open and make said road.
How road to be opened and repaired.	SECTION 5. In case any of said commissioners shall die before discharging duties of office, or shall refuse or neglect to discharge the duties hereby imposed, the remaining commissioners or commissioners shall fill all vacancies.
Vacancies.	

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1013.

An Act

To empower David Derickson, attorney-in-fact for Mary P. Henderson and Charles Wright, to make a certain deed.

WHEREAS, Mary P. Henderson and Charles Wright, by their attorney-in-fact, David Derickson, of the city of Meadville, county of Crawford, and commonwealth of Pennsylvania, sold, by articles of agreement, from time to time, between the years of Anno Domini one thousand eight hundred and forty-five and Anno Domini one thousand eight hundred and fifty-five, certain pieces or parcels of land, situated in the counties of Crawford, Clarion and Venango, in the commonwealth aforesaid; the said purchase money mentioned in said contracts to be paid by instalments, running for a number of years, the deeds to be made when the purchase money was paid in full:

Whereas, The said Mary P. Henderson and Charles Wright have died since the execution of said contracts, and the whereabouts of their heirs and legal representations being unknown to said attorney-in-fact, or to the purchasers of said land, and it being doubtful whether said attorney-in-fact, under the authority of the court, under existing laws, can convey and secure to said purchaser or purchasers a perfect title unless such conveyance can be legalized by an act of the general assembly; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said David Derickson, attorney in-fact for Mary P. Henderson and Charles Wright, shall be and he is hereby fully authorized and empowered to convey to the purchaser or purchasers, his or their heirs or assigns, by deed or deeds, said lands, in accordance with the terms of the contract or contracts made by said attorney-in-fact with said purchaser or purchasers, their heirs or assigns: *Provided*, Before such deed shall be made the said David Derickson shall obtain the consent of the orphans' court of Crawford county, and give security for the proper application of the purchase money.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1014.

An Act

Granting an annuity and gratuity to Catharine Culin, widow of William Culin, a soldier of the war of eighteen hundred and twelve.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the state treasurer is hereby authorized and required to pay to Catharine Culin, widow of William Culin, late of Somerset township, Washington county, Pennsylvania, a soldier of the war eighteen hundred and twelve, a gratuity of forty dollars, and an annuity of forty dollars per annum, commencing the first day of January, Anno Domini one thousand eight hundred and seventy-two: *Provided,* That when the United States government shall provide for the payment of pensions to the soldiers of the war of one thousand eight hundred and twelve, the pension authorized by this act shall cease.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1015.

An Act

Authorizing the school directors of North Lebanon Independent school and road district of Lebanon county to borrow money.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the board of school directors of the North Lebanon Independent school and road district be and they are hereby authorized and empowered to borrow, on the credit of said district, any sum or sums of money not exceeding three thousand dollars, and to issue bonds or certificates of indebtedness under the corporate seal of said school and road district,

attested by the president and secretary of the school board, for the time being, in sum or sums of not less than twenty-five dollars each, payable at the expiration of ten years, or any shorter period from the date of issue, bearing interest at the rate not exceeding seven per centum per annum, which interest shall be payable annually to the holder or holders of such bond or bonds, certificate or certificates; and the said board of school directors shall have authority from time to time, and as often as the same may be necessary, to raise by taxation, in the manner pointed out by existing laws for that purpose, such sum or sums of money as may be necessary to pay off the principal and interest of said bond or bonds, certificate or certificates: *Provided*, That such money when borrowed shall be applied to the erection of school houses and buildings for school purposes in said school district.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1016.

An Act

For the relief of Hannah Kelly, aged seventy years, a resident of the city of Reading, Pennsylvania, widow of John Kelly, late private of Captain Jacob Marshall's company, First regiment, Second brigade, Pennsylvania militia of the war of one thousand eight hundred and fourteen, deceased.

WHEREAS, Hannah Kelly is excluded from becoming a pensioner of the United States by act of Congress, approved February fourteenth, Anno Domini one thousand eight hundred and seventy one, by reason of marriage to said soldier after the seventeenth day of February, Anno Domini one thousand eight hundred and fifteen:

And whereas, Said widow is in indigent circumstances and solely dependent on her children for support, who are also poor; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the state treasurer be and is hereby authorized and required to place the name of Hannah Kelly on the list of pensioners, at the rate of eight (8) dollars per month, from the

first day of January, one thousand eight hundred and seventy-two, to continue for and during the term of her natural life: *Provided*, That when the general government shall provide by law for pensions to the soldiers of the war of eighteen hundred and twelve, then the pension hereby granted shall cease.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1017.

An Act

For the relief of Baltzer Gehr, a soldier of the war of eighteen hundred and twelve.

WHEREAS, Baltzer Gehr, of the county of Crawford, now in his ninetieth year, did serve in Capt. M'Dowell's company, as a private, in the war of eighteen hundred and twelve, but not a sufficient time to entitle him to a pension under existing laws:

And whereas, The said Baltzer Gehr is now in indigent circumstances; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the state treasurer be and he is hereby authorized and required to pay to Baltzer Gehr, of Crawford county, a soldier of the war of eighteen hundred and twelve, a gratuity of forty dollars, and an annuity of forty dollars, per annum, payable semi-annually, commencing January first, Anno Domini one thousand eight hundred and seventy-two: *Provided*, That when the said Baltzer Gehr receives a pension from the United States, the pension allowed by this act shall cease: *Provided*, That when the general government provides for pension to the soldiers of the war of eighteen hundred and twelve, then the pension hereby granted shall cease.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1018.

An Act

Relative to bridges in the county of Centre.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the county commissioners of the county of Centre are hereby authorized and empowered to repair and put in safe and passable condition, any and all bridges heretofore erected over the streams within the limits of said county, whenever they shall be satisfied that the expenses of such repairs will be greater than ought to be borne by the township or townships where such bridges are located: *Provided,* That before any such repairs be made as aforesaid, such like proceedings shall be had in relation to any and all such bridges to be so repaired as are required by act of thirteenth June, one thousand eight hundred and thirty-six.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1019.

An Act

Granting annuity and gratuity to John Atthoff, a soldier of the war of one thousand eight hundred and twelve, from Adams county.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the state treasurer be and is hereby authorized and directed to pay to John Atthoff, a soldier of the war of one thousand eight hundred and twelve, who served in the battle of North Point, a gratuity of forty dollars and an annuity of forty dollars, commencing from the first day of January, Anno Domini one thousand eight hundred and seventy-two, and payable semi-annually: *Provided,* That when the said

LAWS OF PENNSYLVANIA,

John Atthoff, receives a pension from the United States the pension allowed by this act shall cease.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1020.

An Act

To authorize the issue and sale of bonds by the Charleston, South Carolina, Mining and Manufacturing Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Charleston, South Carolina, Mining and Manufacturing Company, a corporation of the state of South Carolina, may make and issue bonds in Philadelphia, and there payable, for an amount not exceeding two hundred thousand dollars, to bear any rate of interest, or to be sold at their market value at par: *Provided*, No bond shall be issued for a smaller sum than one hundred dollars.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1021.

An Act

To authorize the burgess and town council of Athens borough, in the county of Bradford, to build a lock-up and protect the river bank along their public grounds in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of the borough of Athens, in the county of Bradford, be and they hereby are authorized and empowered to build, or otherwise provide within said borough, on any of the public lands or squares in said borough, a suitable building for the security and temporary detention of any person or persons convicted by the burgess, or a justice of the peace of said borough, for any violation of the laws of this commonwealth or of any ordinance of said borough, or guilty of public drunkenness or other disorderly conduct, for which such person or persons could be lawfully committed to the common jail of the county: *Provided*, That no person shall be confined in said lock-up house at any one time for a longer period than seventy-two hours, except such person or persons be charged with an indictable offence, and it may be necessary to detain such person or persons for legal examination.

Authorized to provide lock-up.

Who may be committed thereto.

Confinement limited.

SECTION 2. That said burgess and town council be and hereby are authorized and empowered to ordain a bill of fees, to be paid to the officers of said borough and keeper of said lock-up house for the arrest, commitment and safe-keeping of such person or persons, to be taxed by the said burgess or justice of the peace, and paid by the prosecutor, defendant, or the borough of Athens, or the county of Bradford, as the issue of the case on which said defendant or defendants shall be committed may be determined or required.

Fees for arrests, &c.

SECTION 3. That the burgess and town council of said borough, or a majority of them, may appropriate and pay for the erection of said lock-up house out of the funds of the borough, or issue the borough bonds for such sum of money as they may deem necessary, and levy a tax for the payment of the same: *Provided*, That the cost of such lock-up house shall not exceed the sum of three hundred dollars.

May appropriate and pay for erection.

Cost limited.

SECTION 4. That the burgess and town council of the said borough be and they hereby are authorized and empowered to properly fence said public lands and squares, protect the banks of the same from the action of the waters of the river, and take such precaution, as to them may seem necessary, to protect and ornament the same in the manner intended by the original donors.

May fence public grounds, and protect river bank.

SECTION 5. That the burgess and council of said borough be and they are hereby authorized and empowered to appoint, at such compensation as they may fix, special police or detective officers, not to exceed five in number, who shall have each the full power of any constable or policeman, so far as violation of the ordinances of said borough are concerned, and that said special police or detective officers may be removed at the pleasure of the burgess and town council aforesaid.

May appoint police officers.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1022.

An Act

To incorporate Tangascootack Valley Railway Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Eugene Roussel, James Wilson, Lewis E. Wells, Rudolph Klander, John M'Ghee, Tatlow Jackson, Seymour D. Ball, Graham Calvert, Charles Day, Anthony M. Zane and Samuel Watson, and their associates, successors and assigns, be and they are hereby constituted a body politic and corporate, by the name, style and title of Tangascootack Valley Railway Company, and as such shall have the right and power to purchase, lay out, construct and operate a railroad or railroads as follows :
Title. Construction of railroad author- ized.	SECTION 2. The route and location of the main line of the said company shall be along the southerly side of the Susquehanna river, from a point at or near where a bridge of the Philadelphia and Erie Railroad Company crosses the West Branch of the said Susquehanna river, at Queen's run, in the county of Clinton, westwardly to the Tangascootack creek, and thence southwardly up the valley of the said creek to such point or points as the corporation hereby created may decide, which point shall not be south of Beech creek.
Route and location.	SECTION 3. That the said Tangascootack Valley Railway Company be and the same is hereby authorized to make and operate a lateral railroad or railroads, not exceeding three (3) in number, from any point or points on the whole of its main line of railroad, in any direction, excepting south of Beech creek, as aforesaid, neither of which said lateral railroads shall extend further than ten miles from the junction of the same with the main line.
May make later- ral roads.	SECTION 4. That the capital stock of the said company shall be two hundred thousand dollars, (\$200,000,) in two thousand shares of one hundred dollars (\$100) each, with the right to increase the said capital stock to three hundred thousand dollars (\$300,000) whensoever the stockholders of the said company may so decide; and until the organization of the company, as herein provided, the incorporators herein named, and the directors, after such organization, are hereby authorized to take and accept subscriptions to the said capital stock, on such terms and in such manner as they, from time to time, may decide.
Capital stock.	SECTION 5. That letters patent, from the governor of the state of Pennsylvania, under his hand and the seal of the commonwealth, may forthwith be issued whether any subscriptions to the capital stock of the corporation hereby created may have been made or not; and the provisions of the act of assembly, entitled "An Act regulating railroad companies,"
Subscriptions.	
Letters patent.	

passed February nineteenth, Anno Domini one thousand eight hundred and forty-nine, relating to the duty and power of commissioners to be named in any special act incorporating any railroad company, shall not apply to the corporation created by this act: *Provided however*, That the said Tangascootack Valley Railway Company shall be subject to the restrictions on, and enjoy all the powers granted to railroad companies by said act of February nineteenth, Anno Domini one thousand eight hundred and forty-nine, and all other general acts of assembly relating to railroad companies, so far as the same are not altered or supplied by this act. Subject to.

SECTION 6. That the said Tangascootack Valley Railway Company be and it is hereby authorized and empowered to make and execute a mortgage or mortgages of its franchises, and of all or any part of its corporate property, for the purpose of securing the bonds of the said company, which, from time to time, may be issued and sold by it to an amount not exceeding two hundred thousand dollars; and the said corporation is hereby authorized and empowered to issue and sell said bonds, either with or without interest coupons attached, payable to bearer or otherwise, the rate of interest not to exceed ten per centum per annum. May mortgage property to secure bonds issued. May issue and sell bonds.

SECTION 7. That the said Tangascootack Valley Railway Company be and it is hereby authorized to purchase from the party or parties, vendee or vendees, now legally or equitably possessed of the railroad and franchises of the Eagleton Coal and Iron Company, the railroad, its franchises and right of way, or part or parts thereof, formerly owned by the said Eagleton Coal and Iron Company, as also the railroad, franchises and rights of way of any other railroad, mining or improvement company or companies, or the vendee or vendees thereof, whose road or roads, mining or improvement company, may be or may have been located in or adjacent to the Tangascootack creek; and it shall be lawful for the said vendee or vendees to convey to the corporation by this act created, all the property, rights and franchises purchased or acquired by them, or by either or any of them, and to execute and deliver a deed or deeds for the same, together with all the rights, powers, franchises and appurtenances vested in them, either or any of them, and on the delivery of said deed or deeds, to receive from the corporation hereby created, in payment therefor, certificates of the capital stock of the last mentioned corporation, or bonds thereof, for such amount or amounts as may be agreed upon; and the said railroad or railroads, franchises and rights of way so bought, shall be and become the property of the said Tangascootack Valley Railway Company, subject to being mortgaged to secure the bonds of the said Tangascootack Valley Railway Company, authorized to be issued by section six of this act. May purchase railroad and franchises of Eagleton Coal and Iron Company, &c.

SECTION 8. The said corporators, or a majority thereof, shall meet at the city of Lock Haven, in the county of Clinton, on the second Monday in the month of June, Anno Domini one thousand eight hundred and seventy-two, or as soon thereafter as practicable, and proceed to organize the corporation here- Organization.

Election of directors.

by created, and to elect seven directors, from among their number, to manage the affairs of the said company for the year ensuing, or until the election of their successors, in accordance with such of the provisions of the act of February nineteenth, Anno Domini one thousand eight hundred and forty-nine aforesaid, not incompatible with the provisions of this act; the corporators who shall then so meet, appointing three of their number to be judges of the election of said directors, and shall then elect said directors, who shall manage and conduct the affairs and business of the said company until the second Monday of June, in the year Anno Domini one thousand eight hundred and seventy-three, on which day, and annually thereafter, the holders of stock, for the time being, shall elect a board of seven directors, to serve for the year thence ensuing, or until their successors shall be elected.

President, treasurer and secretary.

SECTION 9. The directors so elected shall choose and appoint of their number a president, treasurer and secretary, who shall act as such until their successors be chosen and appointed, and who shall be liable to be removed by the affirmative vote of a majority of the whole board of directors at any time.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1023.

An Act

To authorize the school directors of Susquehanna county to appropriate land for school houses, et cetera.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That whenever the board of school directors of any school district in the county of Susquehanna, shall be unable to obtain title to the land on which school houses have been erected, by agreement with the owners or owner of the land, or whenever the board of school directors of any school district in said county shall be unable to obtain additional land for school purposes, adjoining any school house, by agreement with the owner or owners of the land, it shall and may be lawful for

the board of directors, in behalf of the district, to enter upon and occupy as much ground as may be needed for school purposes, which they shall designate and mark off, not exceeding in any case one-half acre to any one school house, and to use and occupy the same for school purposes; and for all damage done or suffered, or which shall occur to the owner or owners of said land by reason of the taking of the same for the purposes aforesaid, the funds of the district, which may be raised by taxation, shall be pledged and deemed as security; and it shall and may be lawful for the court of common pleas of said county, on application thereto by petition, either by the said school district, through the president and secretary of the board of directors, by the owner or owners of said land, or any one of them in behalf of all, to appoint a jury of viewers, consisting of three discreet and disinterested citizens of said county, who shall not be the owners of property or residents in the school district in which such land is taken as aforesaid, and appoint a time, not less than twenty nor more than thirty days thereafter for said viewers to meet upon said lands, of which time and place ten days' notice shall be given by the petitioners to the said viewers and the other party; and the said viewers or any two of them, having been first duly sworn or affirmed, faithfully, justly and impartially to decide, and a true report to make concerning all matters and things to be submitted to them, and having viewed the premises, they shall establish and determine the quantity and value of said land so taken to be used for the purposes aforesaid, and after having made a fair and just computation of the advantages and disadvantages, they shall estimate and determine whether any, and if any, what amount of damages has been or may be sustained, and to whom payable, and make report thereof to the said court; and if damages be awarded, and the report be confirmed by the said court, which shall be final, judgment shall be entered thereon; and if the amount thereof be not paid within thirty days after the entry of such judgment, execution to enforce the collection thereof may be issued as in other cases of judgment against school districts; and each viewer shall be entitled to one dollar and fifty cents per day for each day necessarily employed in the performance of the duties herein prescribed, to be paid by such school district, and all court costs shall also be paid by said school district.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1024.

A Further Supplement

To an act, entitled "An Act to incorporate the Thomas Iron Company," approved the fourth day of April, Anno Domini one thousand eight hundred and fifty-four.

Charter extended.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the said the Thomas Iron Company shall continue in force for the term of twenty years from the fourth day of April, Anno Domini one thousand eight hundred and seventy-four.

Votes of stockholders.

SECTION 2. That so much of the third section of said act as limits the stockholders in voting for officers of said company, is hereby amended so as to entitle each shareholder to cast one vote for each share of stock.

May hold lands in certain counties.

SECTION 3. That said company shall be able and capable in law to take, receive and hold, in fee simple or to lease lands, as may be necessary for the business of said company, in the counties of Lehigh, Northampton, Montgomery, Bucks, Berks, Lebanon, York, Adams, Chester, Cumberland, Franklin, Bedford and Schuylkill, Pennsylvania, not exceeding twenty thousand acres; and the said company shall have authority to sell all real property so acquired, and all purchases and leases heretofore made and acquired by said company, are hereby legalized and made valid in law.

Former purchases, &c., legalized.

How lands may be used.

SECTION 4. The said company shall have the right to use the lands so acquired by purchase and lease, for the purposes and uses mentioned in the act to which this is a supplement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1025.

An Act

Supplemental to an act relative to the Orphans' Home and Asylum for the aged and infirm of the Evangelical Lutheran church.

Preamble.

WHEREAS, By an act of the general assembly of the commonwealth of Pennsylvania, approved the twenty-seventh day

of February, Anno Domini one thousand eight hundred and sixty-three, entitled "An Act relative to the Orphans' Home and Asylum for the aged and infirm of the Evangelical Lutheran church," the provisions of the original constitution or charter of incorporation of the said Orphan's Home and Asylum for the aged and infirm of the Evangelical Lutheran church were supplied or replaced as in the said act of assembly is particularly set forth.

And whereas, The said corporation is now desirous that certain of the sections of the said act of the general assembly should be supplied or replaced as hereinafter set forth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section third, fourth, fifth, sixth and seventh of the said act of general assembly as aforesaid be and are hereby repealed. Certain sections repealed.

SECTION 2. That the said sections hereby repealed shall be supplied by the following sections, namely: To be supplied.

SECTION 3. That the terms of the present board of trustees shall expire on the first Monday of July, Anno Domini one thousand eight hundred and seventy-two; that the German Evangelical Lutheran Ministerium of Pennsylvania and adjacent states shall, at its regular meeting in the year Anno Domini one thousand eight hundred and seventy-two, elect six trustees, two to serve for the term of one year, two for the term of two years and two for the term of three years; that thereafter at the regular meeting in each year the said Ministerium shall elect two trustees to serve for the term of three years from the ensuing first Monday in July; that the board of lady visitors hereinafter constituted shall on the first of July, Anno Domini one thousand eight hundred and seventy-two, or at their first meeting thereafter, elect three trustees, one to serve for the term of one year, one to serve for two years and one to serve for three years; that thereafter the said board of lady visitors shall at each annual meeting elect one trustee to serve for the term of three years, and that in case of vacancy the board of trustees shall have power to fill the unexpired term. When terms of present trustees to expire.
Election of trustees.
Vacancies.

SECTION 4. That any congregation belonging to a Lutheran synod may appoint two of its female members visitors to the home, and all persons so appointed shall constitute a board of lady visitors, who may attend the meetings of the board of trustees with the privilege to speak, but not to vote; that it shall be the duty of the board of lady visitors, as much as possible, to awaken an interest in and secure contributions for the home in their respective congregations, receive applications for admission into the home, make the proper inquiries concerning them, and report to the committee on indentures, and also to attend to such other duties as the board of directors may from time to time find desirable. Lady visitors.
Their privileges and duties.

SECTION 5. That section eight, nine, ten, eleven and twelve of the said act of general assembly shall hereafter be numbered. How certain sections to be numbered.

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bered five, six, seven, eight and nine in the charter of incorporation of the said corporation as aforesaid.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1026.

An Act

To exempt from taxation certain real estate in Philadelphia belonging to the Jewish Hospital Association, in Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the real estate situated on the Olney road, near the Old York road, owned by the Jewish Hospital Association of Philadelphia, and containing about fifteen acres, be and the same is hereby exempted from taxation, except for state purposes, and that such exemption shall include the year one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1027.

An Act

To incorporate the borough of Parnassus, in the county of Westmoreland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the village of Parnassus, in the county of Westmoreland, be and the same is hereby erected into a borough to be called Parnassus, and that the court of quarter sessions of the peace of Westmoreland county is hereby empowered and directed to appoint three persons, whose duty it shall be to mark out and define the boundaries of said borough, and to file a report thereof in the office of the clerk of the court of quarter sessions of said county.

Borough erected

Court to appoint persons to mark boundaries.

SECTION 2. The said borough shall be a separate election and school district, and the electors thereof shall hold their borough and general elections at such place as may be designated by said borough authorities.

A separate election and school district.

SECTION 3. The provisions of the act of incorporation of the borough of Birmingham, in the county of Allegheny, and its various supplements, so far as the same may be applicable, are hereby extended to the said borough of Parnassus, except so far as the same may be inconsistent with the provisions of this act; and the burgess and town council duly elected for said borough, and their successors in office, shall be a body politic and corporate by the name, style and title of the burgess and town council of the borough of Parnassus.

Certain provisions extended to.

Incorporation.

SECTION 4. The electors of said borough shall, on the third Wednesday after the filing of a report of said commissioners, at two o'clock in the afternoon of said day next, at Parnassus, at the station house of the Allegheny Valley Railroad Company, and elect, by ballot, the officers of said borough, who shall hold their offices until the first Monday in December, one thousand eight hundred and seventy-two, and until their successors shall be duly qualified, who shall be elected by ballot on the second Tuesday of October, one thousand eight hundred and seventy-two, and on the second Tuesday of October in each and every year thereafter.

Election of borough officers

SECTION 5. All assessments of taxes now made for the year eighteen hundred and seventy-two, within the limits of the said borough of Parnassus, as defined by this act, for township purposes, by the authorities of Burrell township, for the current year, shall remain as assessed, but the same shall be collected by the collector of said borough of Parnassus for the use of said borough, and the collectors of said township of Burrell are hereby forever discharged and exonerated from the collection and payment of the same.

Taxes assessed for year 1871, relative to.

SECTION 6. That the school directors of the said borough of Parnassus are hereby authorized to purchase such lands and

School directors may purchase lands and erect buildings.

May borrow
money and is-
sue bonds.

May levy addi-
tional tax.

erect and finish thereon such school house or houses as they may deem necessary to accommodate the wants of said borough or school district, and for such purpose to borrow any sum or sums of money not exceeding ten thousand dollars, and to issue bonds therefor at a rate of interest not exceeding eight per centum per annum, said bonds to be signed by the president and attested by the secretary of the board of school directors of said borough; and they are hereby authorized to levy an additional tax to that now allowed by law to pay said bonds at any time within ten years from their issue.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1029.

An Act

To make the office of notary public and justice of the peace compatible in the city of Titusville, in the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of an act, entitled "An Act to enable the governor to appoint notaries public, and for other purposes therein named," approved the fourteenth day of April, Anno Domini one thousand eight hundred and forty, as renders or may be construed to render justices of the peace ineligible to the office of notary public, shall not be construed to apply to the city of Titusville, in the county of Crawford: *Provided, They shall not have jurisdiction in cases arising on paper by them protested.*

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1029.

A Supplement

To an act, entitled "An Act relative to turnpike and plank road companies in the city of Philadelphia," approved the twenty-fourth day of March, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the third section of the act to which this is a supplement, as declares that the approval of the report of the appraisers appointed under the second section of the said act, shall be by a majority, in value, of the stockholders of a company, voting in person or by proxy at a special meeting called for the purpose, is hereby repealed; and it is hereby provided, that the report of the appraisers appointed, as set forth in the second section of the act to which this is a supplement, shall be approved by a majority of the stockholders of the company, voting in person or by proxy, present at a special meeting called for the purpose, by an advertisement inserted daily for two consecutive weeks in a newspaper published in the city of Philadelphia, and once a week for two weeks in a newspaper published in any county where the road of the company shall extend, and a certificate of such approval shall be made to the court of quarter sessions, under the seal of the said company.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1030.

A Further Supplement

To an act to incorporate the U. S. Mutual Laudable and Provident Association, relative to St. Joseph's German Catholic church in Lancaster, relative to Lancaster county prison, and for other purposes, approved the thirty-first day of March, one thousand eight hundred and fifty-three, so far as relates to Lancaster county prison.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That so much of section fifth of the act of which this is a supplement as authorizes the commitment by the mayor or any alderman of the city of Lancaster, or any justice of the peace of Lancaster county, of vagrants to the Lancaster county prison, be and the same is hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1031.

To Incorporate the Grimes Yacht Club of Philadelphia.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Charles H. Lex, John V. Creely, E. A. Stevens, John J. Unreth, Joseph Mountain, Charles W. Devit and their associates, and such other persons as may hereafter become associated with them as stockholders, shall be and they are hereby declared to be a body politic and corporate, by the name, style and title of the Grimes Yacht Club of Philadelphia, to have perpetual succession, to sue and be sued, plead and be impleaded in all courts of record and elsewhere, to have and use a common seal, and change, alter and renew the same at pleasure, to take, hold, receive and enjoy lands, tenements and hereditaments as may be necessary for the purposes of the corporation, and generally to do all other acts, and enjoy all other powers and privileges incident to similar corporations under the laws of this commonwealth: <i>Provided,</i> That the clear yearly income of the estate and property held by them shall not exceed the sum of five thousand dollars.
Title.	
Powers and privileges.	
Income limited.	
Objects.	SECTION 2. That the objects of the corporation shall be the building, purchasing and sailing of yachts for the mutual benefit, advantage and pleasure of the members, and they shall be empowered to devise, adopt and execute all such measures as they may deem proper and expedient for the accomplishment of these objects.
Rules and by-laws.	SECTION 3. The said corporation shall have full power and authority to make such rules and by-laws as they shall consider necessary for the regulation and government of said corporation and the promotion of its interests, and to alter, add to, and amend the same in such a manner as they may deem expedient. The constitution and by-laws of said club

now in force shall be good and valid until altered, amended or abrogated by said corporation: *Provided*, That no rule or by-law as aforesaid be repugnant to or inconsistent with the constitution or laws of the United States or of this commonwealth.

SECTION 4. The officers of the said corporation shall be a president, vice president, secretary, treasurer and a board of trustees, and such other officers as the said corporation shall deem expedient, and shall from time to time create; said corporation shall have power also to abolish any of said offices which they shall at any time consider useless or unnecessary; the said officers shall be elected at such times and in such manner as the constitution and rules of said corporation may direct; and if an election shall not be held at the time appointed for that purpose, the corporation shall not for that cause be dissolved, but an election shall be held as soon thereafter as may be, and until such election the officers in place shall continue to act; the present officers of said club are hereby constituted the officers of the corporation hereby created, and shall continue to hold their respective offices in accordance with the provisions of the constitution. Officers.

SECTION 5. No misnomer of said corporation shall defeat or annul any gift, grant, conveyance, devise or bequest to or for the use of said corporation: *Provided*, It shall appear upon the face of the instrument that it was the intention of the party or parties making or executing the same that the estate or interest therein mentioned should pass to said corporation. Misnomer.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1032.

An Act

To authorize the vacation of a portion of Locust street, in the city of Pittsburgh.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the councils of the city of Pittsburgh shall be and are hereby authorized to vacate so much of Locust street, in said city, between Van Braam and Marion streets, as may be ne-

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cessary to make the northern line of said Locust street uniform from Van Braam to Marion street.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1033.

An Act

To authorize the city of Pittsburg to guarantee payment of taxes upon certain bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action of the councils of the city of Pittsburg, of February twenty-sixth, one thousand eight hundred and seventy-two, agreeing to pay all taxes legally assessed upon bonds issued under the provisions of an ordinance passed on the twenty-seventh day of November, one thousand eight hundred and seventy-one, shall be and is hereby ratified and approved, and made legal and binding upon said city.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1034.

A Supplement

To an act to incorporate the Central Passenger Railway Company of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Central Passenger Railway Company of Pittsburg shall be and is hereby authorized and empowered to raise, on bonds or other securities, any sum of money not exceeding twenty-five thousand dollars; which bonds and securities shall be secured by mortgage upon said railway, including all its stock and franchises; said bonds to bear interest at a rate not exceeding eight per centum per annum: *Provided*, That the said railway company shall redeem and take up the bonds issued under and by authority of the act to which this is a supplement, or shall convert the same into new bonds issued in pursuance of this act, as the holders of said bonds may elect.

May raise money on bonds.

To redeem old bonds, or convert same into new ones.

SECTION 2. That hereafter it shall be the duty of any persons driving any vehicle along the track of said company, when notified by the driver or conductor of any car belonging to said company, by signal or otherwise, that he desires to pass such vehicle, to remove from said track to the right hand thereof, so as to permit said car to pass to the left of said vehicle; and any person who shall wilfully and unnecessarily delay and hinder the passage of any truck or car shall, for such offence, forfeit and pay the sum of five dollars, to be recovered by penal action, or summary conviction, before the mayor or any alderman of said city; and all fines recovered under the provisions of this act, or the act to which this is a supplement, or of any of the supplements thereto, shall be paid into the treasury of the city of Pittsburg for the use of said city.

Duty of persons driving vehicles along track.

Penalty for delaying passage of cars.

Appropriation of penalties.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1035.

An Act

To alter the road laws in the township of Apolaccon, in the county of Susquehanna.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of the township of Apolaccon, in the county of Susquehanna, shall levy such taxes for road pur-

Supervisors to levy taxes.

To district township, and furnish road-masters with lists.

poses as they may deem necessary to put the roads of such township in safe condition and good repair, and as soon as practicable after the passage of this act, and on or before the first day of February in each year thereafter, the said supervisors are further required to divide the said township into a convenient number of road districts, not to exceed fifteen, in such manner as to assign to each district a fair proportion of the public roads, according to the assessment of such road district, and on or before the fifteenth day of May shall furnish the road-master in each district with the number and the boundaries of such district, with a list of taxables therein and the amount of tax due from each.

Election of road-masters.

SECTION 2. The qualified electors of any road district within said township, at the election for township officers, may elect, by ballot, one person for road-master of such district, whose term of office shall continue for one year, commencing on the first day of April in each year: *Provided*, That no person shall be compelled to serve as road-master for more than one year in any period of three years: *And provided also*, That in case of a vacancy from any cause whatsoever, such vacancy shall be filled by appointment by the supervisors until the next annual township election.

Vacancies.

To be sworn.

SECTION 3. Any road-master elected or appointed as aforesaid, before receiving this duplicate from the supervisors, shall be either sworn or affirmed by said supervisors, or some person properly authorized to administer oaths, to perform the duties of the office of road-master with fidelity.

To notify persons to work out taxes.

Failure to work or pay tax.

SECTION 4. The said road-master shall notify each person named in his duplicate, by giving at least two days' notice of the time and place he intends to work on the roads; and if the person so notified neglects or refuses to work as directed, or to pay to the said road-master the amount of such road tax, such delinquent shall be returned by the road-master to the supervisors by the first day of September in each year, who thereupon shall add to the sum due by such delinquent a sum equal to one-half thereof, and issue their warrant for the collection of all unpaid taxes returned as aforesaid, together with the amount so added, to the proper constable or collector of said township, who is hereby empowered and required to collect the same as other taxes are by law collected.

When taxes to be worked out.

Settlement of accounts.

Penalty for neglect of duty.

SECTION 5. The said road-masters are hereby required to have the road tax in their respective districts worked out as soon as practicable after receiving their duplicates from supervisors, and before the first day of September in each year, and shall annually in the month of January, meet with the supervisors, (who shall hold a meeting for such purpose,) and settle their respective accounts; and any failure on the part of any road-master to settle as aforesaid, to notify tax-payers, or work out or account for said road taxes or moneys received for taxes, and how expended, if expended, shall subject those neglecting to a fine of fifteen dollars, in addition to any sum or sums unaccounted for and costs, recoverable as debts of like amount are recoverable, before a justice of the peace, at a suit of the proper treasurer of the township, on complaint

made by the supervisors to said treasurer: *Provided*, That Provido. if any road-master is prevented by sickness or inability to attend to the duties of the office, notice shall be immediately given to the said supervisors, or the said road-master may depute some tax-payer within such road district, to oversee the working out of the taxes, who shall render to such road-master a true account of all work done, that proper credits may be given.

SECTION 6. The taxables of any road district shall not be required to go out of their respective districts for the purpose of making or improving any road in said township; but in case of the damage or destruction of any bridge by flood or otherwise, or the washing away of any road or embankment in said township, rendering the roads unsafe or impassable, and the expense of repairing or re-building, which would be too heavy and burdensome upon the inhabitants of the district in which it may be situate, then the supervisors of said township may furnish means and aid in re-building or repairing such bridge or embankment, the same to be paid for out of the funds of said township. Taxables not required to work outside their districts. When supervisors may aid in repairs.

SECTION 7. The compensation of said supervisors shall not exceed one dollar and fifty cents per day, or the amount per day allowed laborers for work on the roads; and the said supervisors shall not be paid for more than five days in each year, for services rendered in and about the business of the roads in said township, nor shall any supervisor receive any money or thing in payment for any service rendered by any such supervisor, until after the settlement of their respective accounts with the township auditors; and if any supervisor shall so receive any money or thing for services rendered contrary to the provisions of this act, such person shall forfeit and pay for the benefit of the schools of the proper township, such amount so received by such supervisor, and a fine of fifteen dollars and costs, to be recovered as other fines of equal amount are by law recoverable, before any justice of the peace, at the suit of the proper treasurer of the school district of such township, whose duty it shall be to enforce the payment of the same, on complaint in writing of a majority of the township auditors, or of any six qualified electors of said township. Compensation of supervisors. Penalty for receiving money contrary to act.

SECTION 8. The respective road-masters shall receive to the amount of their respective tax, the same daily pay as laboring hands receive for work on the highways, and have general supervision of the roads in his district, remove or break, and cover with earth all loose stones, keep open proper drains, water-courses and ditches for the carrying off of surplus water, and see that the roads of his district are passable at all times, and at no time dangerous or unsafe. Compensation and duties of road-masters.

SECTION 9. If any road-master shall allow any person any credit for any time not actually spent for the benefit of the roads, or for any amount not fully and actually earned by any person in proportion to the daily pay allowed, or for any material not actually furnished, or at more than the market value of the same, and if complaint be made of any such fact Excessive credits for working on roads, &c., relative to.

or facts, and in case the same are found to be true, the amount of any and all such excessive credits shall be charged and collected by such road-master who made such allowance.

Tax may be increased if insufficient to keep roads in repair.

Opening of impassable roads, relative to.

SECTION 10. In case of the insufficiency of tax to put the roads in any road district in proper repair, the road-master may, on the written request of any three tax-payers of such road district, add to the amount of tax of each person named in his duplicate any sum deemed necessary to place such roads in proper repair, not exceeding one-third of the amount levied by the supervisors, which shall be collected in the same manner as taxes levied by supervisors; and if by reason of drifts of snow any road shall become impassable or unsafe, the road-master shall give notice to residents thereon to open such road, and in case of their neglect or refusal so to do, the said road-master may levy upon the taxables of his district such sum as may be deemed sufficient to open said road or roads; and if after notice given to such person of the amount of tax so levied, and the time fixed for opening such road or roads, a list of any and all so refusing or neglecting to work as requested, together with the amount of tax unpaid by each, shall be made out by said road-master and returned to the supervisors, which said amounts shall be added to the proper tax of such person for the year next ensuing, or the said road-master may employ persons to open any such road, and give his receipt for any services thus actually rendered, at prices paid for labor on the highways, which shall entitle the holder of such receipt to such an allowance on the road tax for the year ensuing as is therein specified.

Penalty for neglect to repair roads, &c.

SECTION 11. If any supervisor, supervisors, or other person empowered so to do, shall fail to keep the proper roads, bridges and crossings in good repair, and thereby endanger the safety of the traveling public, or shall wilfully neglect or refuse to perform any duty enjoined by this act, it is hereby declared a misdemeanor, and on conviction thereof shall subject any person so neglecting or refusing to removal from office, and in addition to any other fine imposed for any violation of certain provisions of this act, an additional fine of not more than twenty-five dollars and costs of prosecution, at the discretion of the court.

Special tax may be levied upon request of tax-payers.

SECTION 12. That if it be desirable for the further improvement of the roads of said township, or for the opening of any new road or roads, upon the presentation of a written request or petition to levy an additional or special tax for such purposes, (which request or petition shall be signed by at least one-half of the tax-payers of said township,) to the board of supervisors, and after filing such request or petition it shall be lawful for said supervisors to levy such additional or special tax for such purposes, designating the time and manner of payment, and said supervisors may issue their warrant for the collection of the same as other township taxes are by law collected.

Repeal.

SECTION 13. That any law or part of any law altered, modified or inconsistent with any of the provisions of this act, and

so far as inconsistent herewith, be and the same are hereby repealed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1036.

An Act

To authorize the town council of the borough of Renovo, in the county of Clinton, to borrow money for the purpose of supplying the said borough with water.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Renovo, in Clinton county, are hereby authorized and empowered to borrow such sum or sums of money as they may deem necessary, not exceeding twenty thousand dollars, at such rate of interest as they may determine, not exceeding eight per centum per annum, for the purpose of building water works for said borough. Authorized to borrow money.

SECTION 2. That to secure the payment of said loan the town council of said borough of Renovo are hereby authorized and fully empowered to issue the bonds of said borough with interest coupons attached, payable twenty years after date, but redeemable at the option of said town council at any time after ten years after date, which said bonds shall be exempt from municipal taxation. Authorized to issue bonds.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1037.

An Act

Authorizing the town council of the town of Bloomsburg to construct water works and to borrow money.

Council authorized to construct works.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the town of Bloomsburg shall have power to erect and construct water works to supply the inhabitants thereof with fresh water, from any point, either within or outside of the limits of said town, as may be determined by said council, for which purpose they may construct one or more reservoirs, and dig trenches and lay pipes wherever they may deem such pipes necessary, either along the highways without said town, or along the streets and alleys therein, and the same renew or repair as often as necessary, shutting up and amending trenches which may be made with as little delay as practicable.

May enter upon and take lands.

SECTION 2. That the said councils, and their successors in office, may enter upon and take any lands within the county of Columbia which may be necessary for the purpose aforesaid, and to flood or otherwise appropriate the same, and by their superintendents, engineers and laborers, with their tools, instruments, carts, wagons and other carriages, and beasts of burden or draft, to enter thereon, and also upon any streets, alleys, lanes and highways, for the purpose of introducing water into or through any part of said town, and to lay pipes for the conveying water through any of said lands from time to time, and at all times thereafter, and also to take and convey sand, stone, earth and other material necessary to the construction of said water works or to the proper laying down or repairing said pipes.

May lay pipes and take materials.

How damages and compensation ascertained and made in cases of disagreement.

SECTION 3. That if the parties cannot agree upon the compensation to be made to the owner or owners of any such lands, enclosures, public or private roads or highways, or to any person injured or likely to be injured by reason of the diverting of the water from any stream for the purpose aforesaid, the damages shall be ascertained and compensation shall be made therefor according to the provisions of the eleventh section of an act, entitled "An Act regulating railroads," approved February nineteenth, one thousand eight hundred and forty-nine.

Council may borrow money and issue bonds.

SECTION 4. That for the purpose of carrying into full effect the object of this act, the town council aforesaid may borrow any sum of money, not exceeding eighty thousand dollars, and issue bonds therefor at such rates of interest, and in such sums and upon such terms of payment as may be agreed upon by the parties: *Provided*, That no bond shall be issued for a less denomination than one hundred dollars, and that the

same shall not be disposed of at less than par value: *And provided further*, That such bonds shall be subject only to the payment of state tax.

SECTION 5. That the citizens of said town shall have the use of the water, for domestic and other purposes, for such reasonable compensation as shall from time to time be agreed upon by the said council, having regard to the quantity of water which applicants are likely to consume; the sum so agreed upon to collect as debts of like amounts are now collected by law; and the said council shall have authority to make general rules and regulations in regard to the use of said water, and to shut off the same from any person who shall fail to comply with or who shall disobey said rules.

Use of water,
and compensa-
tion therefor.

SECTION 6. That in case the council shall designate the metes and bounds of any land which they may deem necessary as a reservoir, either within or without the boundaries of said town, and shall, before actually taking the same, cause the amount of compensation to be made therefor to the owner, to be ascertained as aforesaid, they may, by resolution, decline to take the same, and thereupon upon payment of all costs the judgment claim for damages shall be satisfied and discharged.

Upon compen-
sation made,
council may de-
cline to take
land surveyed
for reservoir.

SECTION 7. That the damages and cost of construction and repairs of said water works, and the receipts of water rents, shall be kept separately from the other receipts and expenditures of the town, and the same shall be audited separately, and the proceeds shall be appropriated specially to the payment of the interest and principal of the debt hereby authorized.

Damages, water
rents, &c., to be
kept separate.

SECTION 8. That if necessary to pay the interest on the bonds issued by virtue of this act, the said council are hereby authorized to levy and collect upon all property and objects taxable for county rates and levies, a tax not exceeding one cent on the dollar in addition to the tax now allowed by law for town purposes, which said tax shall be denominated water tax and shall be kept separate from other taxes.

Council may
levy water tax.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY.

No. 1038.

A Supplement

To an act, entitled "An Act to transfer a certain lot and buildings to the controllers of the public schools," passed January thirtieth, one thousand eight hundred and forty-seven.

WHEREAS, The power and authority granted in the first section of the act to which this act is a supplement, have not heretofore been executed, and the persons named in said section and authorized to execute said power are, with one exception, either deceased or no longer trustees of Mount Airy school :

And whereas, Joseph Carr, Sr., Joseph Hill, Sr., Lemuel Zell, Frederick L. Smith, John Minnich, Robert Rogers, William Dunlop, John M. Silverthorn and Paul W. Katz, have been duly elected trustees of Mount Airy school afore said :

And whereas, The city of Philadelphia has erected near the said lot of ground, at a cost of twenty thousand dollars and upwards, a public school for the benefit of the neighborhood, and it is just and desirable that the lot of ground and buildings in said act referred to and described, should be vested in the said city of Philadelphia ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph Carr, Sr., Joseph Hill, Sr., Lemuel Zell, Frederick L. Smith, John Minnich, Robert Rogers, William Dunlop, John M. Silverthorn and Paul W. Katz, trustees elect of Mount Airy school, in the Twenty-second ward of said city, or a majority of them, be and they are hereby authorized to grant and convey unto the said city of Philadelphia, in fee, the lot of ground and buildings with the appurtenances as the same are referred to and described in the preamble to the act to which this act is a supplement.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

moneys, bonds or notes, book accounts or other papers to the said corporation belonging, which shall then be remaining in his hands, custody and possession; and said directors shall have power to employ and at pleasure remove a steward or stewards, matron or matrons, physician or physicians, surgeon or surgeons and all other attendants that may be necessary for the said poor respectively, to bind out as apprentices so that such apprenticeships may expire, if males, at or before the age of twenty-one years, if females at or before the age of eighteen years, such poor children as shall come under this notice or may be bound apprentices: *Provided*, That no such child shall be bound out of the county of Columbia, nor without the benefit of the public schools of the district.

Tax for payment of real estate, support of poor, &c.

SECTION 4. That the said directors, any two of whom shall constitute a quorum for the transaction of business, shall have power annually, as soon as the returns of the annual assessment in said township as is practicable, to lay a rate or assessment, not exceeding one cent on the dollar at any time, upon all real and personal estate within the township aforesaid for defraying the expenses of purchasing said farm, erecting said buildings and maintaining the poor in said township, and shall be levied upon the basis of the last adjusted valuation made for regulating county rates and levies, and having caused fair duplicates of such rates or assessments by them laid to be made, which shall be signed by them, shall issue their warrant to the collector of such tax, therein authorizing and requiring him to demand, receive and collect from every person therein named, in the manner and by the same process as poor taxes are now collectible; and the said directors shall, from the time of the providing by them of suitable buildings for the accommodation of said poor, exercise and perform within the said township, except so far as such acts, duties and powers are herein expressly prescribed or limited.

On completion of buildings, overseers to be notified.

SECTION 5. As soon as the said building shall have been erected or purchased, and all necessary accommodations provided therein, notices shall be sent to the overseers of the poor of the said township requiring them forthwith to bring the poor of the said township to said house of employment; which order the overseers are hereby enjoined and required to comply with, or otherwise to forfeit the cost of all future maintenance, except in cases when by sickness or any other sufficient cause any poor person cannot be removed, in which case the overseer shall represent the same to the nearest justice of the peace, who being satisfied of the truth thereof shall certify the same to the said directors, and at the same time issue an order under his hand and seal to the said overseers, directing them to maintain such poor until such time as he or she may be in a situation to be removed, and then convey the said pauper and deliver him or her to the steward or keeper of said house of employment, together with the said order, and the charge and expense of such temporary relief and of such removal shall be paid by the said directors at a reasonable allowance.

Removal of poor.

Steward to make annual statement to directors.

SECTION 6. The steward and manager of said poor house is hereby required yearly, on the first Monday of January, in

each year, to furnish the said directors a statement of the income of said real estate, as nearly as the same can be done, also of excess of his expenditures over and above said income, the amount and kind of personal property then on hand, including grain, et cetera, the number of poor persons admitted and discharged during the year, with the number then therein, the length of time each remained, and the name, age and sex of each; the treasurer shall annually, on the first Monday of each year; render to said directors a just and correct account of his receipts and disbursements during the preceding year; and the said directors shall annually, in the month of January, in each year, publish in two papers published in Bloomsburg, a statement of the receipts, disbursements and expenditures of said corporation during the preceding year, with a statement of the property, real and personal, then held by them.

Treasurer to
render account
of receipts and
expenditures.

To be published.

SECTION 7. That the compensation of the treasurer, collector, steward, matron, physician and other officers and assistants, shall be fixed by the directors, and the compensation of the directors shall be fixed by the board of auditors of said township; the directors to furnish the said auditors a correct account of the time and expenses lost and incurred by them in attending to their duties, from which account the said compensation shall be fixed and adjusted.

Compensation.

SECTION 8. The said directors shall, from time to time, receive, provide for and employ, according to the true intent and meaning of this act, all such poor and indigent persons as shall be entitled to relief in the said township of Madison, and shall be sent there by an order or warrant for that purpose, under the hand and seal of a justice of the peace of said township, directed to the directors of the poor and of the house of employment for said township; and the said directors are hereby authorized, when they shall deem it proper and convenient to do so, to permit any poor person to be maintained elsewhere: *Provided*, The expense of their maintenance does not in any case exceed that for which they could be maintained at the poor house of the said township of Madison.

Directors to provide for and employ poor.

May permit paupers to be maintained elsewhere.

SECTION 9. That it shall be lawful for the said directors or a majority of them, in the case of any person in their charge as a pauper owning or possessing any real estate or interest in real estate, to apply to the court of common pleas of Columbia county or any other counties in this commonwealth where the said property may be situated, by petition, praying the said courts to grant them an order to make sale of said real estate or interest therein, for the support and maintenance of said pauper, and that the said court, if they deem it advisable after considering the application, shall grant an order to said directors to make sale of said real estate or interest therein, or any part thereof, on such terms as the said court shall deem advisable; and the said directors shall, in pursuance of such order, offer said real estate or interest therein, on the premises at public sale, and sell the same at public outcry, after giving at least twenty days' notice of the time and place of sale, by three handbills put up in public places, and by advertisement in one newspaper published in the county

Sale of real estate owned by paupers, relative to.

wherein said property is situated; which sale so made the said directors shall return to the said courts, and after confirmation of the same shall execute and deliver to the purchaser a deed of conveyance for said estate, on the said purchaser's full compliance with the terms and conditions of said sale, which deed so made shall vest the property therein described in the grantee, as fully and effectually as the said pauper held and enjoyed the same; and that the said directors shall apply the proceeds of said sale, or so much as may be necessary, to the support and maintenance of said pauper; and if any balance shall remain after his or her death, after deducting funeral expenses, the said directors shall pay over said balance to the legal representatives of said pauper, upon demand made and security being given to indemnify said directors from the claims of all other persons.

Directors to meet monthly at poor house, hear complaints, &c.

SECTION 10. A quorum of said directors shall and they are hereby enjoined and required to meet at the house of employment at least once in every month, and visit the apartments and see the poor comfortably supported, and hear all complaints, and redress or cause to be redressed, all grievances that may happen by the neglect or misconduct of any person or persons in their employment or otherwise.

Vacancies in board.

SECTION 11. In case of any vacancy by death, resignation, or otherwise, of any said directors, the remaining directors shall fill such vacancy by the appointment of a citizen of their township, under the same penalty as is provided in the second section of this act, to serve until the next general election, when another director shall be elected to serve as if no vacancy had happened.

Claims existing at time act is carried into effect.

SECTION 12. All claims and demands existing at the time of this act being carried into effect, shall have full force and effect as if this act had not passed; and when the same may have been duly adjusted and settled, all moneys remaining in the hands of the overseers, as well as the uncollected taxes levied for the support of the poor in the township of Madison, shall be paid over to the directors of the poor of the house of employment for said township, to be by them applied to the purpose of buying real estate and providing suitable buildings for the accommodation of the poor of said township of Madison.

Moneys in hands of overseers, and uncollected taxes, to be paid to directors.

When office of overseer to be abolished.

SECTION 13. As soon as the poor of the township of Madison shall have been removed to the house of employment of the said township, and the outstanding taxes collected and paid over as directed in section twelfth of this act, the office of overseer of the poor in the township aforesaid shall from thenceforth be abolished.

Appeals from auditors' settlements, regulated.

SECTION 14. That the said directors or treasurer, or any one or more of the tax-payers of the township, may, within twenty days from the yearly settlement by the auditors as aforesaid, appeal from such settlement to the court of common pleas of Columbia county, in the same manner and under the same provisions and regulations that appeals from settlements by township auditors are now allowed.

Orders on treasurer.

SECTION 15. That no money shall be paid by the treasurer, except upon orders drawn by the directors and signed by at least two of the said directors.

SECTION 16. The directors of the said house of employment may receive paupers from other townships or boroughs of Columbia county, at a rate of compensation per week to be agreed upon and settled by the said directors and overseers of the poor of the township or borough so applying. Directors may receive paupers from other districts.

SECTION 17. Any township in the county of Columbia may associate with the township of Madison for the purpose of purchasing real estate and providing buildings for the accommodation of the poor of their township, agreeably to the provisions of the within act, upon their paying their proper quota of the expenses of the real estate and buildings and of all other expenses incident thereto: *Provided*, That the number of directors shall not be increased thereby, but that the directors shall be elected by the qualified electors of all the townships so associated together. Other townships may join in purchase of real estate, &c.

SECTION 18. All acts and parts of acts inconsistent with the provisions of this act, or supplied hereby, are hereby repealed. Repeal.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1048.

A Supplement

To an act authorizing the sale of certain public property in Orwigsburg, Schuylkill county, approved the sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners, or a majority of the same, named in the act to which this is a supplement, be and the same are hereby authorized to let or lease the property named therein or any part thereof; and all rents accruing from any such lease shall be semi-annually and regularly paid to the school board of the borough of Orwigsburg, to be applied for common school purposes in said borough.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1049.

An Act

To extend the time of certain persons, collectors of school and militia taxes in the borough of Port Carbon, and the independent school district of Blythe township, Schuylkill county, to make returns.

WHEREAS, Neal Quinn, a collector of county, state and militia taxes of the borough of Saint Clair, in Schuylkill county, for the year eighteen hundred and seventy-one, John Carey, collector of county, state, militia, borough and school taxes of the borough of Port Carbon, in Schuylkill county, for the year eighteen hundred and seventy-one, and Benjamin Weller, collector of school taxes of the independent school district of Blythe township, Schuylkill county, for the year eighteen hundred and seventy, have been prevented by sickness from making their respective returns within the time allowed by law of uncollected taxes; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same,* That it shall be lawful for the commissioners of Schuylkill county to receive the returns of said collectors of the respective taxes within thirty days from and after the passage of this act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1050.

An Act

To authorize the election of district treasurers in Clearfield county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the qualified electors of the several boroughs and townships in the county of Clearfield shall, at the next election for borough and township officers, and every second year thereafter, elect one citizen of said borough and township as district treasurer, who shall hold his office for the term of two years from the first day of January after his election, and who, by virtue of his office, shall have the charge, keeping and custody of all school, road, poor and other moneys and taxes of whatever name and kind there may be belonging to such borough or township; and the said district treasurer shall be required to give bond, conditioned for the faithful performance of his duties and for the prompt payment of all moneys, by him received, in accordance with law, upon the orders of the proper officers, and to his successor in office at the expiration of his official term; the said bond to be in double the amount of moneys likely to come into the hands of such district treasurer, the amount whereof shall be fixed by the borough or township auditors, as the case may be; and there shall be two sureties in said bond, both of whom shall reside in said township or borough, and their sufficiency shall be approved by the said auditors by endorsing the word "approved" upon the said bond, and signing their names thereto, and the said bond shall be filed and remain with the prothonotary of the court of common pleas.

District treasurer to be elected

Term of office.

To have charge of tax and other moneys.

To give security

SECTION 2. That said district treasurer shall give bond, as now provided by law, for the custody of all moneys that shall come into his hands, and shall in all respects be subject to the laws now in force providing for the receipt, collection, security and disbursements of such money.

To give bond now provided by law.

Subject to.

SECTION 3. It shall be the duty of the board of school directors, supervisors, overseers of the poor and town council to assess and make out two duplicates, one each of which shall be placed in the hands of the district treasurer, and one each for the collector of school, road, poor and borough tax; and all such collectors of taxes shall pay the same to the district treasurer, taking his receipt therefor; and they shall not be discharged from liability on their respective duplicates by payments made to any other person: *Provided*, Persons working upon the roads or streets of the respective boroughs and townships under existing laws, may obtain credit upon their taxes, by an order drawn by the supervisors or town council upon the district treasurer for the amounts of such taxes or any part thereof, which order shall be charged to the supervisors or town council, and be settled by the auditors in settling his accounts, as provided by existing laws: *Provided further*, That the district treasurer shall give due notice, by posting not less than three printed or written notices, of the taxes levied, and that if the said taxes be paid to the district treasurer within thirty days thereafter the party paying shall be entitled to a discount of five per cent.

Duty of school directors supervisor, &c.

Taxes to be paid to treasurer.

Credits for working on roads and streets.

Notice to tax-payers.

SECTION 4. That in case of death, resignation, removal, or otherwise, of the treasurer elect, it shall be the duty of the judges of the court of common pleas of said county to appoint a suitable person to fill the vacancy until the next election or

How vacancies to be filled.

until a successor is duly qualified, and all laws or parts of laws inconsistent herewith are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1051.

An Act

To incorporate the Allegheny Screw and Bolt Company.

Corporators.

Title.
Powers and
privileges.

Capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Minot Holmes, D. P. Corwin, Edward L. Waxwell, C. C. Murdock, H. C. Buhoup, Jas. H. Murdock and all such parties, companies or corporations as shall become stockholders in the company hereby incorporated, shall be and they are hereby constituted a body incorporate, by the name, style and title of the Allegheny Screw and Bolt Company, in the county of Allegheny, by said name, style and title shall have perpetual succession and a common seal, with power to alter the same at pleasure, and shall have power to sue and be sued, plead and be impleaded in any court of this commonwealth or elsewhere, and to appoint all necessary agents, superintendents and assistants, and may have all the rights and powers necessary to carry on, manage and develop their business as a manufacturing company, in manufacturing out of steel, iron and wood such articles, implements and materials as a majority of the board of directors shall determine, and generally to make and manufacture, vend, sell and dispose of all such articles as they shall deem necessary to the prosecution of the business and for that purpose shall have power to purchase and hold, in fee simple, under lease or otherwise, not exceeding one hundred acres of land, coal or iron privilege, except such other land as may be conveyed to said corporation as security for or in payment of debts, and to purchase and hold and dispose of all such personal or other property as may be necessary and convenient for the prosecution of the business, and to sell and to dispose of the property, real and personal, of said company; the capital stock of said company shall be fifty thousand dollars, divided into shares of one hundred dollars each, with power of increasing the same to two hundred and

fifty thousand dollars: *Provided*, Such increase is made with the consent of two-thirds of the stockholders.

SECTION 2. That said company shall have all the powers, Entitled to certain provisions. privileges and immunities, and be governed by the provisions of the second, fourth, fifth and sixth sections of the act to incorporate the West Branch Iron and Machine Works, approved March the nineteenth, Anno Domini one thousand eight hundred and sixty-nine.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1052.

An Act

To incorporate the Clancy Mining Company of Montana.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob Mumma, Conrad Keim, Jacob Eberly, Martin Mumma, Solomon P. Gorgas, Samuel Hauck, Isaac Hull, William Clancy and Mathias Davis, and their associates, be and they are hereby created a body politic, by the name, style and title of the Clancy Mining Company of Montana, and by such name and title shall be capable of suing and being sued, impleading and being impleaded, and of granting and of receiving, in its corporate name or in the name of trustees, for its use, property, real personal and mixed, and of holding and improving lands in the territory of Montana, and to obtain therefrom any and all minerals and other valuable substances, whether by working or mining, or leasing or disposing of privileges to work or mine such lands, or any part thereof, and to erect houses and such other buildings and works as may in the opinion of the managers of the corporation appertain to said business, and to use, lease or work the same, and to dispose of the products of all such lands, mines and works as they may deem proper.

SECTION 2. That the corporators named in the first section of this act shall constitute the board of directors, who shall, as soon as convenient after the approval of this act, meet and from their number elect a president, secretary and treasurer to serve as the officers and directors until the next annual meet-

Corporators.

Title.

Powers and privileges.

Directors.

President, secretary and treasurer.

- Annual meeting.** ing, to be held on the first Monday of May, Anno Domini one thousand eight hundred and seventy-two, and annually thereafter, at which time nine stockholders shall be elected as directors, and the officers shall be chosen as above provided for from their number.
- Capital stock.** SECTION 3. That the capital stock shall be forty thousand dollars, divided into eight hundred shares of fifty dollars each, with privilege to increase the same to two hundred thousand dollars.
- By-laws.** SECTION 4. That the said company shall have power to make such by-laws as they may deem proper to enable them to carry out the objects of the corporation, and the same to alter, amend, add to or repeal at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth or the provisions of this act, and to adopt a common seal and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property in such form and subject to such regulations as they may, from time to time, by their by-laws prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.
- Seal.**
Certificates of stock.
- Contracts and obligations.**
- Offices.** SECTION 5. That it shall be lawful for said company to establish the necessary offices for the business of the company wherever their business is located, and to have their principal office in the borough of Mechanicsburg, Pennsylvania, at which it shall be lawful to hold all meetings for the transaction of the business of the company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1053.

An Act

In relation to streets and highways in the town of Wilcox, county of Elk.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, all the streets now laid out and represented upon the general map or plan of the town of Wilcox, in the county of Elk, except Clarion

and Marvin streets, shall be public highways and opened up and improved by and under the supervision of the supervisors of the township of Jones, in like manner as other highways in said township: *Provided*, That all the inhabitants within the limits of said town of Wilcox shall be permitted to work out, or cause to be worked out, on the said streets in Wilcox, all the regularly levied road taxes due from them, respectively, in each year in said township.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1054.

A Supplement

To an act, approved the tenth day of March, eighteen hundred and seventy, (see pamphlet laws one thousand eight hundred and seventy, page thirty-seven,) entitled "An Act to repeal the third section of an act, entitled 'An Act relating to judicial sales and the preservation of the lien of mortgages,' approved March twenty-third, one eight hundred and sixty-seven, so far as the same relates to orphans' court sales."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the provisions of said act, approved the tenth day of March, Anno Domini eighteen hundred and seventy, shall not apply to the counties of Allegheny and Berks.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1055.

An Act

To vacate the portion of the Wellersburg and West Newton plank road from Berlin to the Maryland line, and authorize the president to sell certain toll-houses, et cetera.

Portion of road
vacated.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the portion of the Wellersburg and West Newton plank road from Berlin to the Maryland state line be and is hereby vacated, and is declared to be a public highway for the borough and townships through which it passes, and said road shall be kept in repair as other public highways in said borough and townships.

President may
sell toll-houses,
&c.

SECTION 2. The president of said Wellersburg and West Newton Plank Road Company is hereby authorized to sell the toll-houses, land and appurtenances on the portion of the road vacated by the first section of this act at public or private sale, and make deed or deeds for the same, which is hereby declared to be good in law and equity, and to apply the proceeds arising therefrom to the repair of the other part of the said plank road.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1056.

An Act

For the relief of A. J. Buflington, of Washington county.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the state treasurer be authorized and required to pay to A. J. Buflington sixty-four dollars and thirty-three cents

(\$64 33,) money paid by him for the relief of Emmet M. and Mary A. M'Giffin, children of Wm. A. M'Giffin, deceased, and Sanderson D. and Florence M. M'Giffin, children of G. W. M'Giffin, deceased, soldiers' orphans of Washington county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1057.

An Act

To extend the provisions of an act laying a tax on dogs in the borough of West Chester and certain townships in the county of Chester, and for other purposes, approved the fourteenth day of April, Anno Domini one thousand eight hundred and forty-six, to the township of Honey Brook, in the county of Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act laying a tax on dogs in the borough of West Chester and certain townships in the county of Chester, and for other purposes, approved the fourteenth day of April, Anno Domini one thousand eight hundred and forty-six, be and the same is hereby extended to the township of Honey Brook, in the county of Chester: *Provided,* That the tax shall be one dollar for one dog and two dollars a head for two dogs and over, also two dollars for a bitch, and that the township auditors appraise the damage according to the provisions of said act; all acts and parts of acts inconsistent with this act are hereby repealed, so far as relates to the township of Honey Brook, in the county of Chester.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1058.

A Supplement

To an act, entitled "An Act to incorporate the Saving Fund Society of Germantown and its vicinity," passed April sixth, one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the managers of the Saving Fund Society of Germantown and its vicinity, at their first stated meeting after the passage of this act, and annually thereafter, on the first Monday of January, shall choose one of their number as vice president, and they are hereby authorized to allow and pay to said vice president for his services such reasonable compensation as they, from time to time, shall deem proper.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two

JNO. W. GEARY.

No. 1059.

An Act

To authorize the sale of the meeting house and lands belonging to Kennett Square preparative meeting of the Religious Society of Friends.

Preamble.

WHEREAS, Robert Lamborn and wife, by their indenture dated the fourth day of the sixth month, (June,) Anno Domini one thousand eight hundred and thirteen, duly executed and recorded in the recorder's office of Chester county in deed book I, three, volume fifty-seven, page eighty-nine, did grant and convey a certain lot of land therein fully described, situate in Kennett township, (now the borough of Kennett Square,) Chester county, Pennsylvania, unto William Chambers, James Meredith, Caleb Mercer, Simon Pennock, Nathaniel Scarlet and Mahlon Phillips, and their assigns, (excepting thereout a certain privilege of a road twenty feet wide along the western end thereof:)

And whereas, The grantees above named were at the time of said conveyance trustees of Kennett preparative meeting of the Religious Society of Friends, and erected a meeting house and established a burial ground on said land, and received and held the title to the same in trust for the uses of the members of said meeting, and went into possession thereof and occupied the same during the lifetime of the grantor, and afterwards by their deed, dated the thirty-first day of the fifth month, (May,) Anno Domini one thousand eight hundred and forty-seven, and recorded in the same office in deed book F, five, volume one hundred and three, page eighty-eight, granted and conveyed the same to Pennock Mercer, Ziba May, Abiah Searlet, Jesse Pennock, William Chandler, Jr., Daniel W. Chandler, James M. Phillips and William Chambers, who were appointed by said meeting to be their successors in said trust, and to their heirs, assigns and successors, to have and to hold the said premises, with the appurtenances, unto the said last named trustees in trust for the uses aforesaid, and declaring that they had received the same from the said Robert Lamborn and wife in trust for the uses aforesaid :

And whereas, The said Religious Society of Friends, composing the preparative meeting of Kennett Square, have occupied and possessed the premises aforesaid, without interruption, since the fourth day of June, Anno Domini one thousand eight hundred and thirteen, and used the same for the purposes of sepulture and worship, and for other uses and purposes of said society, and have from time to time and at all times preserved the title thereto by successive conveyances to successive boards of trustees, appointed by said society for that purpose :

And whereas, It is deemed inexpedient by said meeting, and against the ordinances of the borough of Kennett Square, longer to use the said land for the purposes of sepulture, and they are desirous of disposing of the said meeting house and lot of land to some person or persons in fee simple ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of the Kennett Square preparative meeting of the Religious Society of Friends of the borough of Kennett Square, county of Chester, in said commonwealth, be and they are hereby authorized and empowered at any time or times hereafter, to grant, bargain and sell all or any part or parts of all that certain lot of land, with the buildings thereon erected, conveyed by Robert Lamborn and wife, by their deed dated the fourth day of the sixth month, (June,) Anno Domini one thousand eight hundred and thirteen, to certain persons and their successors, who were trustees for the members of said meeting, either at public or private sale, in fee simple, or for any other estate, and upon such terms and conditions they may deem proper, and to convey and assure the premises and hereditaments so sold, with the appurtenances thereto belonging, to the purchaser or purchasers thereof, in fee simple or otherwise, as the case may be, free, clear and

Trustees may sell lot.

forever discharged of and from all and every the trusts, estates, uses, limitations and conditions expressed or contained in the indenture or indentures or legal assurances relating thereto, at any time heretofore made, so that the said purchaser or purchasers shall take and hold the said premises or any part or parts thereof so conveyed to them, without any liability or limitation whatever on their part, or subject to any trust or trusts, use or uses whatsoever; and such conveyance or conveyances shall vest a perfect and indefeasible title to the premises so sold and conveyed to the purchaser or purchasers thereof, and their heirs and assigns forever: *Provided however*, That before the sale of that portion of the above described land occupied by the graves of the dead, all bodies there buried shall be removed therefrom and re-interred in some suitable place or places elsewhere, under the supervision and direction of the surviving relatives or friends of said deceased persons, and where there are no such survivors, or where being such, they shall neglect or refuse to act, then and in such cases the removal shall be effected by the said trustees, under the supervision and direction of the Kennett Square preparative meeting of the Religious Society of Friends; and the said trustees shall first give public notice of such intended removal of the dead in at least one newspaper of the vicinity for four weeks next previous to such removal; and all bodies not removed in accordance with such notice by said surviving relatives or friends, may at any time thereafter be removed by the said trustees with the sanction of the said meeting; and in all cases where this power of removal shall be exercised by the trustees as aforesaid, the grave-stones belonging to such remains, respectively, shall be also removed by them and carefully set over the same at the place of re-interment: *And provided further*, That nothing in this act shall in any manner affect or impair the right of any person or persons to use as heretofore the roadway mentioned and reserved in the deed from Robert Lamborn and wife above recited.

Dead to be removed and re-interred.

Notice to be given.

Appropriation of proceeds of sale, relative to.

SECTION 2. That the trustees aforesaid are hereby authorized to appropriate the proceeds of the sale of said real estate to such purposes of the said society as in the judgment of the said Kennett Square preparative meeting of the Religious Society of Friends will best subserve and promote the interests of said preparative meeting.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1060.

An Act

To authorize certain trustees of Berriysburg, Dauphin county, to sell real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Doctor Henry Beshler and Benjamin Bordner, trustees, are hereby authorized to sell and convey a certain school lot, number thirty-one, situate in the borough of Berriysburg, and apply the proceeds thereof to the building of a school house in said district.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1061.

An Act

To incorporate the Library Association of Amateurs of Philadelphia.

WHEREAS, A number of persons desirous of encouraging and promoting the exercise of their own genius and industry in the production of the works of art, and of establishing a library and schools for the instruction of those disposed to attend them, and also of creating a fund for the aid of disabled artists, and the relief of the widows and orphans of artists, deceased, for these and other laudable purposes, and for the better and more permanent accomplishment of their objects, have petitioned to be made a body corporate; therefore, Preamble.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James Miller, C. Cunningham and J. H. Richardson, or a majority of them, their associates, successors and assigns be and they are hereby created a body politic and corporate, in law and in fact, by the name, style and title of the Library Association of Amateurs of Philadelphia, and by the same shall have perpetual succession, may sue and be sued, have a common seal, purchase, hold and convey all lands and tenements, moneys, goods, chattels and effects necessary for the Corporators.
Title.
Powers and privileges.

use thereof, and may make all needful by-laws, rules, orders and regulations for the management of the same, not contrary to the constitution and laws of this commonwealth or of the United States, and may do all and every other act, matter and thing which any corporation or body politic can or may lawfully do in the premises: *Provided*, That the said corporation shall not hold more real estate than is necessary for its purposes.

Membership. SECTION 2. That the said corporation shall consist of artists of the following professions, namely: Of painters, sculptors, architects and engravers, and of amateur members; the terms on which membership shall be acquired and lost, to be determined or fixed by the by-laws; and the corporation may confer the title of fellow or honorary member on any foreign artist, or other person of distinguished merit in this or any other country.

May confer titles. SECTION 3. That the said corporation shall have power to issue certificates of stock, from time to time, to an amount not exceeding five hundred thousand dollars, subject to such rules, regulations and forms as the by-laws of the said corporation may prescribe; which stock may be sold at the fixed par value of the shares, or at such price as may be determined upon and declared fully paid; and the said corporation may create mortgages on any part or the whole of their property, real, personal and mixed, with or without coupon bonds, and may, from time to time, borrow money upon or sell the same at their discretion; and the debt so created shall not bear a higher rate of interest than seven and three-tenths per centum per annum.

Certificates of stock. SECTION 4. That the stockholders of the said corporation representing a majority of the stock, shall elect a board of directors of not less than five persons, who shall exercise all the duties enjoined by the by-laws and the charter, which board shall choose from their number a president, vice president, treasurer and secretary, and such other officers and agents as may be required in carrying on the business of the corporation.

Sale of stock. SECTION 5. That by the filing in the office of the commonwealth of a certificate signed by the president of the association, setting forth a change of name of said corporation, the name, style and title thereof shall be changed at any time, to that set forth and adopted in the said certificate; and that any misnomer of said corporation or their successors shall not defeat or annul any gift, grant, devise or bequest to or from the said corporation: *Provided*, That the interest of the party or parties shall sufficiently appear upon the face of the gift, grant, will or other writing, whereby any estate or interest was intended to pass to or from said corporation.

May create mortgages and borrow money. WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

Misnomer. APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1062.

An Act

To incorporate the Montour County Agricultural Society.

WHEREAS, Sundry citizens of the county of Montour have, Preamble.
for many years past, been associated for the promotion of
agriculture and the kindred arts, under the name of the Mon-
tour County Agricultural Society, and now desire to obtain
and enjoy the powers and immunities of a corporation; there-
fore,

SECTION 1. *Be it enacted by the Senate and House of Represen-
tatives of the Commonwealth of Pennsylvania in General Assem-
bly met, and it is hereby enacted by the authority of the same,*
That William J. M'Kee, William Yorks, Charles Fenster- Corporators.
macher, Nathaniel Britain, William K. Holloway, Isaac Amer-
man, Charles W. Eckman, Michael Breckbill, John Derr, Sr.,
Alfred Seidel, Daniel F. Gonger, William M'Ninch, H. W.
Haupt, James N. Miller, Emanuel Sidler, Jeremiah Winter-
steen, William Sechler, Daniel M. Shultz, Adam Geringer, M.
D., Lafayette Sechler, Barnard Dougherty, David Grove,
Hiram Antrim, M. B. Allebach, William H. Braddley, Thomas
Butler, William O. Butler, Daniel Billmeyer, D. H. B. Brower,
Edward H. Baldy, Esq., Peter Baldy, Jr., Abner H. Brown,
William Buckley, John Bausch, Sr., Thomas Chalfant, Elisha
W. Conkling, James Dougherty, Daniel Frazier, Absalom
Fry, Col. Alex. J. Frick, Samuel S. Gulick, George M. Gear-
hart, William Haine, George Hunt, David Hunt, David Jones,
Sr., John Jacobs, Henry Jacobs, William Kemer, Nathaniel
B. Krum, Elias Knorr, W. G. Kremer, Simon Krebs, John
Leighow, John Moore, Matthew Morton, Frederick Moser,
Frederick Appman, William M. Robinson, William J. Reed,
Andrew Runyan, John C. Rhoads, Emanuel Sidler, Frank
Sidler, Jacob Shultz, James V. Sheep, Jacob Shelhart, Isaac
F. Saul, Lewis Tittle, John W. Thatcher, Charles H. Tyer-
man, James Woodside, William C. Walker, George W. West,
John H. Wintersteen, Amos Weaver, Frederick Wilhelm,
Charles Wilhelm, Charles M. Zuber, and their associates, and
all parties who may be the holders of the stock hereinafter
mentioned, shall be and they are hereby constituted a body Title.
politic and corporate, in fact and in law, by the name, style
and title of the Montour County Agricultural Society, to have
perpetual succession, to be capable in law to sue and be sued, Powers and
privileges.
to have a common seal, and the same to alter and renew at
pleasure, and to have power to make such by-laws for the
regulation of their affairs as shall not be inconsistent with
this charter and with the constitution and laws of the United
States and of this commonwealth, and the same, from time to
time, to change as they may deem expedient.

SECTION 2. The objects of the society shall be to cherish and Objects.
promote agriculture, horticulture and the domestic arts, and

to disseminate scientific knowledge thereon, and to improve the breed of horses, cattle and live stock generally, under such arrangements as may be prescribed by the officers.

Capital stock.

SECTION 3. That the capital stock of the corporation shall not exceed thirty thousand dollars, divided into three thousand shares of ten dollars each, and shall be exempt from all taxation, except for state purposes.

Real estate.

SECTION 4. The corporation shall have power to purchase and hold such real estate, situate in the county of Montour, not exceeding one hundred acres at any one time, as may be necessary for the purposes of their association, and to execute a mortgage or mortgages for the purchase money thereof, and shall have power, also, to sell and convey any of their real estate, as they may, from time to time, deem best.

Property now held by society, legacies, &c., relative to.

SECTION 5. All the property now held by the society shall vest in the said corporation, and all legacies and donations heretofore made, or which shall hereafter be made to the said society, shall be held upon such terms, conditions and trusts, if any, as are or shall be prescribed by the original bequest or grant.

Stock.

SECTION 6. The stock of the society shall be considered personal estate, and shall be represented by certificates, under the seal of the corporation, attested by the president and secretary, and shall be transferable only on the books of the corporation.

Membership.

SECTION 7. Each stockholder shall become, by virtue of his stock, a member of the society, and shall cease to be such member upon the transfer of all his stock; at the elections each stockholder who shall have held his stock not less than thirty days immediately preceding such election shall be entitled to one vote.

Votes.

Officers.

SECTION 8. The officers of the society shall be a president, two vice presidents, a treasurer, two corresponding secretaries, a recording secretary and an executive committee, composed of the above named officers and fourteen additional members, one to be elected in each township, ward or borough in said county; the said officers shall be elected annually by the votes of a majority of the members present at the stated meeting of the society, on the second Monday of February in each year, between the hours of one P. M. and four P. M., and in case no election is then made, then at such stated or special meeting thereafter as may be duly appointed, the persons so elected to continue in office until the next annual election and until others are chosen in their stead; in case a vacancy should occur by death, resignation, or otherwise, it may be supplied by a new election, to be made at any stated meeting of the society; the duties of the officers shall be prescribed and fixed by the by-laws.

Election.

Vacancies.

Who to be officers until election.

SECTION 9. The following persons shall be the officers of the society until the stated election to be held on the second Monday of February next, and until their successors shall be duly elected, namely: William J. M'Kee, president; William Yorks and Charles Fenstermacher, vice presidents; Isaac Amerman, treasurer; William K. Holloway, recording secretary, and Charles W. Eckman and Nathaniel Britain, corre-

sponding secretaries, and John Derr, Sr., Alfred F. Seidel, Daniel F. Gonger, William M'Ninch, H. W. Haupt, James N. Miller, Emanuel Sidler, Jeremiah Wintersteen, William Sechler, Daniel M. Shultz, Adam Geringer, M. D., L. Sechler, Barnard Dougherty and David Grove, executive committee.

SECTION 10. All meetings of the society, and of the executive committee, shall be held in the grand jury room, in the county court house, in the borough of Danville, in the county of Montour; the stated meetings of the society shall be held on the second Monday of the months of February and August; eleven members shall form a quorum for the transaction of the business of the society, and seven members of the executive committee shall be a quorum for the transaction of the business of that committee, and if a quorum should not be present at any meeting, those present may adjourn to any future day they may deem proper.

SECTION 11. No change of this charter shall be applied for, and no change of any by-laws shall be made, unless such change shall first have been proposed, in writing, at a stated meeting and approved by the votes of at least two-thirds of the members present at the next stated meeting thereafter: *Provided*, That such proposed change of either charter or by-law shall have been published in the county, once a week, for four successive weeks immediately preceding the meeting at which such vote is to be taken.

SECTION 12. No dividend shall be declared, except at the annual stated meeting of the society on the second Monday of February.

SECTION 13. Special meetings of the society may be called by the president on request of the executive committee, by resolution or at the request of ten members of the society, in writing.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1063.

An Act

To authorize the councils of the city of Pittsburg to set aside proceedings for the opening of Walter street.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the councils of the city of Pittsburg shall be authorized to vacate and set aside proceedings had for the opening of a street in the city of Pittsburg, from Devilliers street to Sweeney's alley, now known as Walter street, under an ordinance of councils passed on the twenty-sixth day of September, one thousand eight hundred and seventy, and if they deem it proper to authorize and direct a new assessment of damages and benefits therefor to be made in accordance with the acts of assembly relating to the opening of streets in the city of Pittsburg.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1064.

An Act

To authorize the vacation of a portion of Highland avenue in the Nineteenth ward of the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the councils of the city of Pittsburg be and are hereby authorized and empowered to vacate so much of Highland avenue as lies within the bounds of the lands to be acquired by the city of Pittsburg for the purpose of constructing reservoirs, et cetera, or so much thereof as they may deem proper.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1065.

An Act

To authorize the citizens of the town of Annville, Lebanon county, to levy and collect a tax for the purpose of purchasing a room to house fire apparatus.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry H. Ehrman and Henry C. Clouser are hereby authorized and empowered to assess and levy upon the buildings and improved property situate within the following limits: Beginning at the junction of the Lebanon Valley railroad and a lane leading from Daniel Ulrich's farm to Bachman's mill; thence southerly along said lane to said Bachman's mill on Quittapahilla creek, including said mill and appurtenances; thence along the south side of said creek in a westerly direction along the courses of said creek to a point where the Berks and Dauphin turnpike crosses the same; thence in a line due north to the Lebanon Valley railroad; thence eastwardly along said railroad to the place of beginning, for the purpose of purchasing the first floor of the Annville Hall Association to house for the use of the Fire Association of the town of Annville; that the said tax shall not exceed the sum of one dollar and fifty cents on each one hundred dollars of the valuation of said real estate.

Assessment of tax authorized.

SECTION 2. That John A. Bodenhorn is hereby appointed to collect the tax so as aforesaid assessed, or to be assessed, with the same power as collectors of county taxes now have: *Provided*, That said John A. Bodenhorn, or such other person as may be appointed to make such collection, shall first give bond, with one or more sureties, in the sum of one thousand dollars for the faithful discharge of his duties, and that the moneys so collected shall on the first Monday of each and every month be paid to the treasurer of the Annville Hall Association for the purposes aforesaid; that the compensation of said collector shall not exceed the sum of two per centum on the amount collected; and said collection to be made on or before the first day of August, one thousand eight hundred and seventy-two.

Collector appointed.

To give security

Payment of moneys collected.

Compensation of collector.

When collection to be made.

SECTION 3. That immediately after the said tax is collected the said Annville Hall Association shall make and execute a conveyance or deed of the said first floor of said hall to John D. Beaver and David O. Shenk, in trust, for the use of the fireman and citizens of the town of Annville and their successors forever; and in case of the death or resignation of one or both of said trustees the firemen and citizens within the limits in first section described shall upon two weeks' notice elect a trustee or trustees to fill said vacancy; that the president and secretary of said hall association shall act as judge and clerk of said election.

Deed for first floor of hall to be made to trustees.

Vacancies in trustees.

How tax to be assessed.

Limited.

Compensation of persons assessing tax.

SECTION 4. That the tax shall be assessed upon the valuation made by the assessors of said township of Annville at the last triennial assessment, and said tax in no event shall exceed the sum of twenty-five hundred dollars.

SECTION 5. That the fee of the persons assessing said tax shall not exceed for each the sum of two dollars per day for each day thus employed, nor shall the pay of the collector of said tax exceed the sum of two per centum on the amount collected by him.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1066.

A Supplement

To the act, entitled "An Act to incorporate the Corn Exchange Warehousing Company of Philadelphia," approved the ninth day of April, Anno Domini one thousand eight hundred and sixty-seven.

Powers and privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said company is hereby authorized to receive, for warehousing, safe-keeping or storage, goods, wares and merchandise of all kinds, grain, flour, produce, petroleum, whisky, or other property, subject to such charges for factorage, storage and insurance as may be agreed upon between it and the owners or depositors of such property, to take charge of and perform the duty of paying duties on bonding, receiving, landing, hauling and delivering all such goods, wares, merchandise or property deposited or intended to be deposited with said company, to insure, or cause to be insured, the owner or owners thereof against all loss by fire or water, whether in transit or storage, for such an amount, time and price as may be agreed upon between the said owner or owners, depositors or agents; and the said company shall have as insurers all the privileges and powers conferred by the act, entitled "An Act to incorporate the Inland Mutual Insurance Company," approved April fourth, Anno Domini one thousand eight hundred and fifty-four; and the said company may advance money and credits upon any property in its custody or upon bills of landing, receipts or certificates representing goods on storage elsewhere, or in transit, on such terms as may be agreed upon between the borrowers and such company; and in any case any property deposited with

said company, upon which advances shall have been made by them, shall, before the maturity of the contract, from any cause decrease in value from the price originally fixed, said company may give notice to the owners of such property or his agent to perform the conditions of the contract, or make good the deficiency caused by such decrease in value, and in default thereof may sell and dispose of such property at public sale, and out of the proceeds retain the amount due them under the contract, together with all costs, charges and expenses.

SECTION 2. It shall be lawful for said company to sell, at public auction or private sale, all property of what kind soever mentioned or specified in the contract between the company and other parties, after ten days' shall have elapsed from the time of the maturity of any obligation under said contract, or immediately upon the discovery of any fraud, misrepresentation or concealment in regard to the ownership, character, or any other matter relating to the property mentioned in or affected by said contract, and to reimburse themselves out of the avails of such sale for the money due them, with the interest, storage, cost and charges, and to indemnify themselves for any loss they may have sustained by the non-fulfilment of such contract.

May sell property on non-fulfilment of contracts, &c.

SECTION 3. It shall be lawful for the said company to purchase, hold and convey such real estate as may be necessary for its immediate accommodation in the transaction of its business, such as may be mortgaged to it for securing any debt or liability, such as may be conveyed to it in satisfaction of debts contracted in the course of business, and such as may be purchased at public sale when it shall be necessary to protect the company from loss; it shall have power to build upon, alter an improve any real estate held by it as aforesaid; it shall also have power to make, mortgage or incumber such real estate, and to issue bonds, secured by mortgage as aforesaid, bearing interest not exceeding seven per centum per annum.

May hold real estate.

May improve and mortgage same, and issue bonds.

SECTION 4. That all receipts and certificates issued by this company shall be subject to all the privileges and liabilities of an act, entitled "An Act relating to goods, wares and merchandise in store and in transit, and to make receipts and bills of lading therefor negotiable," approved the twenty-fourth day of September, Anno Domini one thousand eight hundred and sixty, and the various sections of that act shall apply to this company.

Receipts and certificates.

SECTION 5. That the corporation hereby created shall have and possess the power to receive money on deposit subject to check, and to receive upon deposit for safe-keeping jewelry, plate, stocks, bonds, securities, valuable property and papers of every kind, upon terms to be prescribed by the by-laws of said company.

May receive money and other property on deposit.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.
JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The tenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1067.

A Supplement

To the act, entitled "An Act to incorporate the Empire Mutual Life Insurance and Trust Company of Pennsylvania." approved the second day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporation created by the act, entitled "An Act to incorporate the Empire Mutual Life Insurance and Trust Company," approved the second day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same shall be hereafter known as and called the Empire Trust Bank of Allentown; that all life insurance privileges of said company be and the same are hereby repealed, reserving to said company all the trusts and other privileges thereunto belonging, and that thereafter said company, and the capital stock thereof, shall be subject to such taxation as is now imposed upon savings banks created under the laws of this commonwealth and none other.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.
JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The tenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1068.

An Act

Prohibiting the erection of frame buildings in a certain portion of the city of Reading.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter forever, the building and erection of any frame house or houses, stable or stables, workshop or shops, or structure for manufacturing or other purposes, (either in the whole, or part, as usually known as frame structures,) in

that portion of the city of Reading bounded on the south by Laurel street, on the north by Butterwood street, on the west by Front street, and on the east by Thirteenth street, be prohibited and forbidden.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1069.

An Act

To empower the court of common pleas of Carbon county to appoint auditors to audit, re-audit, settle and re-settle the bounty accounts of the township of Franklin, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of common pleas of Carbon county be and it is hereby authorized and required, upon the petition of ten or more tax-payers of the township of Franklin, in said county, to appoint three or more competent auditors, not being residents of said Franklin township, to examine, re-examine, settle and re-settle, audit and re-audit all the bounty accounts of said township, of all officials, agents and other persons who may have collected, by taxation or otherwise, or borrowed and received, paid out or disbursed, any sum or sums of money for said township, for the purpose of enlisting or paying volunteers for the late war, from the year one thousand eight hundred and sixty-two to the present time, or for such period and for such years as the said petitioners may designate in their petition; the said auditors so appointed shall give public notice of their time and place of meeting by at least twenty handbills, posted in the most public places in said township, for at least twenty days before such meeting; the said auditors shall make report of their auditing of said accounts, to be signed by at least two of them, to the said court of common pleas of said county, to which exceptions may be filed by an party interested, according to the rules of said court, which report, when confirmed absolutely, shall be final and conclusive.

Court to appoint auditors.

Notice of meetings.

Report.

Exceptions.

SECTION 2. That the fees of said auditors and costs of witnesses, other than the officials, agents or persons aforesaid, shall be paid by said township on the order of the court.

Fees and costs.

Powers of
auditors.

SECTION 3. That the said auditors shall have power to determine the liability, and the extent thereof, of all such officials, agents and persons interested in the collection, receiving or disbursement of such moneys; the said auditors shall also have power to issue subpoenas, to compel attendance before them by attachment if necessary, to administer oaths or affirmations to all persons to be heard or examined before them, to compel the production of all books, papers, vouchers or other evidences relating to said accounts, which may be material for the purpose of said audit, and shall have power to adjourn their meetings from time to time and place to place, and to exercise all such other powers and rights as are given to township auditors by law in the settlement of township accounts.

Report to have
effect of judgment.

SECTION 4. That the report of said auditors, finding any balance or sum of money against any one or more of such officials, agents or persons as aforesaid, for liability incurred by them, when absolutely confirmed by said court, shall have the effect of a judgment, and may be enforced and collected by the process of the said court.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1070.

An Act

To annex the farm of James A. Aaron, of Clarion township, Clarion county, to the borough of Corsica, in Jefferson county, for school purposes.

WHEREAS, The farm and residence of James A. Aaron, of Clarion township, Clarion county, is one and a half miles distant from the public school house of his district, and access to the same is difficult on account of there being but a by-road leading to said school house:

And whereas, The school house in the borough of Corsica, Jefferson county, is convenient, and a good road leading to the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the real and personal estate of James A. Aaron, in Clarion township, Clarion county, be and the same is hereby annexed to the borough of Corsica, in the county of Jefferson, for school purposes; and the said James A. Aaron for such purposes shall be entitled to all the rights and privileges of a citizen of said borough; and that the real estate of the said James A. Aaron shall hereafter be liable to assessment for school purposes in the said borough of Corsica.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1071.

An Act

To revise and amend the health laws of the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of health of the city of Pittsburg shall have and is hereby invested with full power, when they shall deem it necessary for the protection of said city against any prevailing pestilential or contagious disease, to establish a quarantine or quarantines, at some proper and convenient point or points beyond the limits of said city of Pittsburg, and to erect or purchase a lazaretto, and to make such rules, orders and regulations as they may deem proper for the government and management of the lazaretto, and the vessels, cargoes, cars, public conveyances and persons there detained or under quarantine, and for the mode of visiting and examining vessels, persons, cars and public conveyances; they shall also have power to appoint such physicians, officers and servants as may be necessary to attend the lazaretto, and to provide communication and supplies to the same, and such officers and servants as may be necessary for the preservation of the health of said city, together with all temporary officers and servants that may be rendered necessary by the existence of any dangerous contagious disease.

Board may establish quarantine, erect lazaretto, &c.

SECTION 2. That the said board shall have and is hereby invested with full power, when they shall deem it necessary for the protection of said city against any prevailing pestilential

May provide hospitals.

May appropriate buildings and ground.

May make rules and appoint physicians, officers and servants.

Health officer to visit persons infected with contagious diseases.

May remove them to hospitals.

To place notice on houses containing persons affected with small-pox.

Penalty for tearing down notice.

Occupants of houses responsible for removal of notice.

Throwing offensive matter into streets prohibited.

Allowing it to remain on premises, &c., prohibited.

tial or contagious disease, to erect, purchase or lease such public hospitals as may be necessary; and the said board for this purpose is hereby empowered to take and appropriate such building or buildings and such ground, in such place or places, as they may deem proper: *Provided*, That in the event of the owner or owners of such building or buildings or grounds not agreeing with the board of health as to the price or rent thereof, a jury of five freeholders shall be appointed by the court of common pleas to estimate and assess the value or rent thereof; and said board of health is empowered to make such rules, orders and regulations as may be deemed proper for the government and management of said hospitals, and to appoint such physicians, officers and servants as may be necessary to attend to such hospitals.

SECTION 3. It shall be the further duty of the health officer to visit and examine all sick persons who shall be reported to him as laboring or supposed to be laboring under yellow or ship fever, small-pox, cholera or any infectious or pestilential disease, and under the advice of the physician to the board, and with the consent of the attending physician, cause all such persons to be removed to the cholera, small-pox or other hospitals, or to such other safe and proper place as he may think fit, or as he shall be directed by the said physicians, not exceeding three miles from said city, and cause them to be provided with suitable nurses and medical attendance, at their own expense, if they are able to pay for the same, but if not, at the expense of the city.

SECTION 4. It shall be the further duty of the health officer, when directed by the physician of the board or by the board of health, to cause notice, printed or written in large letters, to be placed upon or near any house in which any person may be affected or sick with small-pox, upon which shall be written "small-pox here;" and if any person or persons shall deface, alter, mutilate, destroy or tear down such notice without the permission of the board of health or of the health officer, such person or persons shall be liable, for each offence, to pay a fine of not less than twenty-five nor more than fifty dollars; the occupant of any house upon which such notice shall be placed, or posted as aforesaid, shall be held responsible for the removal of the same, and if the same shall be removed without permission of the board of health or of the health officer, such occupant shall be subject to the like fine of not less than twenty-five nor more than fifty dollars, unless he shall notify the board of health or the health officer, within twenty-four hours after the removal of said notice.

SECTION 5. No person shall throw, place or conduct, or suffer his or her servant, child or family to throw, place or conduct into any street, or alley, or lot, any putrid or unsound matter, beef, pork, fish, hides or skins of any kind, or any filth or offal, dead animal, vegetables, oyster shells or other unsound or offensive matter whatever, or anything likely to become offensive; nor shall any person allow such filth, offal, or other offensive matter as aforesaid, to be or remain upon their premises, or in any out-house, stable or privy, or other place owned or occupied by them, or in any alley or street in

front of such premises, in such manner as to be offensive to the neighborhood; and every person who shall violate any of the provisions of this section shall be fined in a sum not exceeding twenty-five dollars. Penalty.

SECTION 6. Every practicing physician in the city, who shall have a patient laboring under any malignant, infectious or pestilential disease, such as small-pox, cholera, yellow or ship fever, shall forthwith make report thereof to the board of health, describing the street, number and locality of the house or place where the said patient may be located, and for neglecting so to do shall be liable to a fine of fifty dollars. Physicians to report patients laboring under infectious diseases.

SECTION 7. No person shall be put out, remove, or allow to be put out or removed from the premises or place occupied or owned by him, into any street or alley or other public place in said city, any person having the small-pox, or any other infectious or contagious disease, but such owner or occupant shall immediately report such case to the health officer of the board of health; any person who shall violate any clause or of neglect to perform any duty required in this section, shall pay a penalty of not less than ten dollars nor more than one hundred dollars, and may be confined in the county prison not exceeding sixty days. Turning into streets persons sick with contagious diseases, prohibited. Such sick to be reported to board. Penalty for violating section.

SECTION 8. It shall be the duty of the physician of the board of health, first, to report to the board the prevalence of any epidemic, contagious or infectious disease, or other causes, which in his opinion are likely to be detrimental to the general health; second, to keep at all times a sufficient supply of genuine vaccine matter, and see that all persons, so far as he may have it in his power, are properly vaccinated, especially those in the vicinity of any person attacked by small-pox; third, upon being informed of the existence or introduction of any contagious or infectious disease within the city, to inquire immediately into the facts and report the same to the board of health and see that the orders of the board of health are obeyed so far as practicable; fourth, to attend the meetings of the board of health and report to it all cases where any sick person has not been properly attended to, and all other matters which he may deem important, and give such information as the said board may desire in relation to the sanitary condition or regulations of the city so far as he may be able so to do; fifth, to examine, at the request of the board of health or health officer, boats and vessels, cars, and other vehicles coming into the city of Pittsburg, the officers, crew or passengers of which may be supposed to be affected by any contagious or infectious disease, and advise the health officer what disposition shall be made of the same, and to perform such other duties as the board of health shall hereafter prescribe, including the vaccination of the children in the public schools, or of others requesting him to do so, and to make a monthly report of his transactions to the board of health, together with such suggestions as experience may point out as calculated to promote the general sanitary condition of the city. Duties of physician of board.

SECTION 9. The board of health may take such measures, as they may, from time to time, deem necessary to prevent the Board may order vaccination of persons.

Penalty for neglect to obey order.

Board to take measures to preserve health of city.

Council to borrow money to carry out act.

Rules and regulations.

Railroad conductors, &c., not to bring to city persons having contagious diseases.

Vessels, &c., to stop at quarantine station.

Penalty for aiding conductors in violating act, resisting board, &c.

spread of small-pox, by issuing an order requiring all persons in the city, or any part thereof, to be vaccinated within such time as they shall prescribe; and all persons refusing or neglecting to obey such order shall be liable to a fine of not less than five dollars nor more than twenty-five dollars: *Provided*, It shall be the duty of the board of health to provide for the vaccination of such persons as are unable to pay for the same at the expense of the city.

SECTION 10. In case of pestilence or epidemic disease, or of danger from anticipated or impending pestilence or epidemic disease, or in case the sanitary condition of the city should be of such a character as to warrant it, it shall be the duty of the said board of health to take such measures and to do and order and cause to be done such acts for the preservation of the public health, (though not herein or elsewhere authorized,) as it may in good faith declare the public safety and health demand.

SECTION 11. The city council, for the purpose of providing for the contingency mentioned in the preceding sections and for the purpose of carrying out the provisions of this act, shall borrow a sufficient amount of money to cover such extraordinary expenditure, for a space of time not exceeding the close of the next municipal year, which sum, together with the interest, shall be added to the amount authorized to be raised in the next general levy and embraced therein.

SECTION 12. The board shall make such rules and regulations for the government of the quarantine or health of the city as, from time to time, they shall deem necessary, and the physician or health officers in charge of any quarantine station or place shall have power to make and enforce such regulations as may be necessary for the proper conducting and management thereof; and it shall be the duty of all persons in quarantine, and all agents, officers, policemen or others employed by the city in and about said quarantine stations or places, to carry out and obey the same under a penalty of not less than ten dollars or more than fifty dollars.

SECTION 13. No person, master, captain or conductor in charge of any boat, vessel, railroad car, or public conveyance, shall knowingly bring into this city any person or persons diseased of cholera, small-pox, fever, or any contagious or communicable disease whatsoever; and no vessel, boat, railroad car, or public conveyance, at any time shall pass by any quarantine station or place without stopping, nor shall leave the same without a permit of the board of health; and no person stopping in said quarantine, or so as aforesaid received therein, shall leave the same without first obtaining permission as aforesaid, nor shall any person aid or abet any master, conductor, or person in charge of any boat, vessel, railroad car, or public conveyance, in violating, neglecting or evading any provisions or requirements of this act, nor shall any person interfere with, resist or neglect, or refuse to obey the orders of any physician, health officer, policeman, or other person in authority, at any quarantine station or place of quarantine so as aforesaid established, nor do any act or thing in violation of or in disobedience to any of the provi-

sions, clause, or sections of this act, nor shall commit any breaches of the peace, or do any act calculated in any way to defeat or interfere with the provisions or requirements of this chapter, or of any regulations of the said board, physician or officer in charge of any quarantine, under the penalty of ten or more than fifty dollars.

SECTION 14. Any master of a vessel, conductor, captain or person whatsoever who shall violate any clause, provision, requirement, duty or regulation of this act, or any rule or regulation of the said board, or physician or health officer in charge of any quarantine, or who shall fail or neglect to comply with any such clause, provision, requirement, duty or orders, or who shall interfere with or in any manner resist any officer or agent of the city in the discharge of his duty as herein contemplated, or who shall commit any breach of peace or be guilty of any act or thing calculated to defeat or interrupt the carrying into effect any part of this act or any regulation of the said board shall, in cases where no other penalty is provided, on conviction, pay a fine of not less than five dollars or more than one hundred dollars.

Penalty on captains of vessels and others for violating act, &c.

SECTION 15. It shall be the duty of the health officer to carry out all the orders of the board of health and the laws of the state in relation to sanitary regulations of the city, to proceed immediately and from time to time to make a thorough and systematic examination of the city, and cause all nuisances to be abated with all reasonable promptness; and for the purpose of carrying out the foregoing requirements he shall be permitted at all times, from the rising to the setting of the sun, to enter into any house, store stable or other building, and to cause the floors to be raised, if he deem it necessary in order to a thorough examination of cellars, vaults, sinks or drains; to enter upon all lots of ground, and to cause all stagnant waters to be drained off, the pools, sinks, vaults, drains or low grounds to be cleansed, filled up, or otherwise improved or amended; to cause all privies to be cleansed and kept in good condition, and to cause all dead animals or other nauseous or unwholesome things or substances to be buried or removed beyond the limits of the city.

Duties and powers of health officer.

SECTION 16. In order to carry out the provisions of the foregoing section it shall be the duty of the health officer to serve a notice in writing upon the owner, occupant or agent of any lot, building or premises in or upon which any nuisance may be found, or who may be the owner or cause of any such nuisance, requiring them to abate the same in such manner as he shall prescribe within reasonable time: *Provided*, That it shall not be necessary in any case for the health officer to specify in his notice the manner in which any nuisance shall be abated, unless he shall deem it advisable so to do, and such notice may be given or served by any officer who may be directed or deputed to give or make the same; and if such owner or occupant or agent shall neglect or refuse to comply with the requirements of such order within the time specified, they shall be subject to a fine of not less than three dollars nor more than fifty for every such violation, and it shall be the duty of the said officer to proceed at once, upon the expi-

To order nuisances to be abated.

Penalty for neglecting to comply with order.

When health officer to abate same.

ration of the time specified in such notice, to cause such nuisance to be abated: *Provided*, That whenever the owner, occupant or agent of any premises in or upon which any nuisance may be found is unknown or cannot be found the said health officer shall proceed to abate the same without notice, and in either case the expense of such abatement shall be collected in the manner provided by law.

Further duties of health officer.

SECTION 17. It shall be the further duty of the health officer to visit and examine all the sick persons who shall be reported to him as laboring or supposed to be laboring under yellow or ship fever, small-pox, cholera or any infectious or pestilential disease, and under the advice of the physician to the board, and with the consent of the attending physician, cause all such persons to be removed to the cholera, small pox or other hospitals, or to such other safe and proper place as he may think fit or as he shall be directed by the said physician, not exceeding three miles from said city, and cause them to be provided with suitable nurses and medical attendance at their own expense if they are able to pay for the same, but if not, at the expense of the city.

Penalty for erecting or continuing privies near streets, &c., contrary to certain regulations

SECTION 18. If any person shall erect or continue any privy within forty feet from any street or the dwelling, shop or well of any other person, unless the same be furnished with a substantial vault six feet deep, and made tight, so that the contents cannot escape therefrom, and sufficiently secured and enclosed, he shall incur a penalty of ten dollars, and a like penalty for every week he shall continue the same after the first conviction.

Penalty for permitting privies, sewers, &c., to become offensive.

SECTION 19. If any person shall suffer or permit any cellar, vault, private drain, pool, privy, sewer or sink upon any premises belonging to or occupied by him to become noxious, foul, offensive or injurious to the public health, he shall be subject to a fine of not less than five dollars and not exceeding fifty dollars in every case, and to a like fine for every day the same shall continue after notice to remove and abate such nuisance.

Health officer to notify persons to clean privy vaults.

SECTION 20. Whenever, in the opinion of the health officer, any privy vault shall be offensive and need cleaning, it shall be his duty to notify the owner, agent or occupant to cleanse the same within a period named in said notice, also, together with said notice, to serve a printed copy of this section; unless the person so notified shall comply within the time mentioned, it shall be the duty of such officer to cause said vault to be cleaned, and such person so failing to comply with said notice shall, on conviction, be fined in a sum not less than thirty dollars, nor more than one hundred dollars: *Provided*, That nothing in this section contained shall discharge the owner, agent or occupant of the premises from any liability otherwise provided to pay all the expenses of such cleaning.

Penalty for failing to comply with notice.

How contents of privy wells to be removed.

SECTION 21. That in addition to the powers conferred by the act of Anno Domini one thousand eight hundred and sixty-nine, upon the board of health, relating to the removal of the contents of privy wells, no person shall be permitted to remove or cause to be removed any portion of the contents of a privy well within the limits of the city of Pittsburg, except-

ing in carts or vehicles so constructed as to be air tight and securely covered on the top; and if any person shall remove, cause or permit to be removed, the contents or any part thereof of any privy, excepting in carts or vehicles so constructed, he shall forfeit and pay to the board of health the sum of twenty dollars; and any constable, police officer or watchman is hereby authorized to seize and detain all carts, horses, implements and apparatus actually taken with any person or persons detected in any violation of said resolutions, and deliver the same to the board of health, for safe-keeping and as security for the payment of the penalties given by said resolutions and all other laws on the same subject.

Penalty for removing same contrary to section.

Officers may seize carts, &c.

SECTION 22. It shall be the duty of all person or persons, corporation or corporations, having the ownership or control of dead undressed, unslaughtered hogs, cattle or other animals or animal matter within the city of Pittsburg, to remove the same within six (6) hours after their arrival within the above described locality to some point beyond the limits of said city of Pittsburg; and in case the person having the ownership, control or possession of such dead animals shall fail to remove them within the time specified, shall be liable to a fine of not less than five or more than fifty dollars; it shall be the duty of the health officers of the city of Pittsburg to take immediate possession of and remove the same.

Dead animals to be removed from city within certain time.

Penalty for neglect.

SECTION 23. The board of health shall have power and authority to enter into any contract with such parties as they may think proper for the removal of all dead animals from the streets, lanes, alleys and unoccupied ground within the city of Pittsburg.

Board may contract for removal of carcasses.

SECTION 24. It shall be the duty of the board of health to elect one person annually, to serve for one year, as meat inspector of said city, who shall report to the board of health, monthly, all cases of infringement either against the rules and regulations of said board or any of the provisions of this act relative to his office; and he shall receive for his services such sum as the board may designate.

To elect meat inspector.

Duty of inspector.

Compensation.

SECTION 25. That the meat inspector for the city of Pittsburg is hereby authorized to bring suit, in the name of the board of health of the city of Pittsburg, before the mayor, deputy mayor or alderman in the city of Pittsburg, for the violation of any of the provisions of law relative to the sale within the limits of said city of any emaciated, tainted, putrid, decayed, decaying, unwholesome or diseased meat; and he shall also have the power and authority to condemn and confiscate all maimed and diseased animals, also any that may be too young as unfit for food; and it shall be unlawful for any person or persons to expose the meat or flesh of such animals for sale after such condemnation, under penalty of not less than five nor more than five hundred dollars for each and every violation thereof.

His powers.

SECTION 26. No person or persons or corporations shall render or try out any dead undressed hogs, cattle or other animals, or any decayed, putrid or unsound animal matter in the city of Pittsburg; nor shall it be lawful for the council of

Carcasses, or unsound animal matter, not to be rendered in city

Rendering establishments.

the city of Pittsburg to authorize or permit establishments for the above described business within the limits aforesaid, without adopting such measures in the way of condensers and other machinery, to the end of preventing unwholesome bone and disagreeable odors, as the health officer of the city of Pittsburg may direct.

Dwellings to be provided with drains and privies.

SECTION 27. The owner, agent or occupant having the charge of any tenement used as a dwelling or for lodging purposes within the city of Pittsburg shall furnish the same with a sufficient drain under ground to carry off waste water, and also with a suitable privy sufficient for the accommodation of all who may use it.

Penalty for exposing to sale unwholesome meat, maimed animals, &c.

SECTION 28. That the exposure to sale after such condemnation of any emaciated, tainted, putrid, decayed, decaying, unwholesome or diseased meat, or of any maimed or diseased animal, or animals too young to be fit for food, shall be and is hereby declared to be a misdemeanor, and on conviction thereof the person so offending shall be fined not less than twenty-five or more than five hundred dollars, or imprisoned in the county work-house not more than three months, or either or both, at the discretion of the court.

Penalty on tallow chandlers, tanners, &c., for permitting establishments to become offensive.

SECTION 29. Any owner or occupant of any tallow chandler's shop, soap factory, tannery, distillery, livery stable, cattle yard or shed, barn, packing house, slaughter house, or rendering establishment, who shall suffer the same to become nauseous, foul or offensive, shall be fined in a sum not less than twenty-five dollars, and not exceeding one hundred dollars in every case.

Penalty for allowing premises to become offensive.

SECTION 30. If any person shall own, occupy or keep any grounds or other premises in such condition as to be offensive and a nuisance to the neighborhood, he shall be subject to a fine of not less than twenty-five dollars, and not exceeding one hundred dollars, and to a like fine every day such nuisance shall continue after the first conviction.

Board to employ force to assist in carrying out act

SECTION 31. For the purpose of carrying the foregoing provisions into effect, it shall be the duty of the board of health to employ a sufficient force, under the control of the health officer, to make, from time to time, and as often as may be requisite, a thorough and systematic examination of the city, and to ascertain and report to the proper authority, for prosecution, all violations of the health laws and regulations, and for this purpose they shall be permitted at all times to visit or enter into or upon any building, lot or grounds within the jurisdiction of the city, and make examinations thereof.

May cause nuisances to be summarily abated.

SECTION 32. Whenever any nuisance shall be found on any premises within the city, contrary to any ordinance, the board of health are hereby authorized, in their discretion, to cause the same to be summarily abated in such manner as they may direct.

May employ scavengers.

SECTION 33. The board of health are hereby authorized to employ, from time to time, as many scavengers as they may deem necessary, upon such terms and with such appliances and conveyances as they may deem expedient, and to make, from time to time, such rules and regulations for the conduct of such scavengers as they may deem necessary.

SECTION 34. The board of health shall cause a printed notice to be left at each and every hotel, tavern, eating-house and dwelling-house in the city, stating that a scavenger will call for offal, garbage, swill, (and on improved streets, ashes,) at certain times mentioned in the notice, and requiring that such offal, garbage, swill (and on improved streets, ashes,) be ready in tight tubs or other suitable vessels for the scavenger when he calls for the same; a copy of the third section of this act shall be appended to such notice.

To give notice that scavengers will call for offal, swill, &c.

SECTION 35. Any person who shall, after notice, neglect or refuse to have the offal, garbage or swill, upon his or her premises ready for the scavenger, in the manner and at the time mentioned in said notice, shall pay a penalty of five dollars for each and every day such offal, garbage or swill shall remain on such premises, after the same has been called for by the scavenger.

Penalty for neglecting to have offal, swill, &c. ready for scavenger.

SECTION 36. That it shall be unlawful for any person or persons engaged in gathering bones and greases, or dead animals, from the markets or other places in said city, or for any person to transport, haul or carry the same through the streets, alleys and public places therein, without having the wagon, cart or vehicle in which the same is so carried or hauled, tightly and securely covered to the satisfaction of the health officer; nor shall any wagon, cart or vehicle be suffered to stand in or upon any street, alley or public place at any time longer than shall be sufficient to transact such business, and in any case not to exceed fifteen minutes; any person or persons who shall violate the provisions of the above section shall be subject to a fine of not less than five or more than one hundred dollars for each and every violation thereof.

How bones, &c., to be hauled through streets.

Penalty for violating section.

SECTION 37. That in all cases of the breach of any of the provisions of this act, subjecting the offender to a penalty or fine therefor, the suits for the recovery thereof, (where the same do not exceed the sum of one hundred dollars,) may be maintained before any mayor, deputy mayor or alderman, in like manner as suits for the recovery of debts under one hundred dollars may now be maintained before them, and upon non-payment thereof, a *capias ad satisfaciendum* may issue.

Suits for recovery of penalties, relative to.

SECTION 38. All laws or parts of laws inconsistent herewith be and the same are hereby repealed.

Repeal.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1072.

An Act

To establish a ferry over the Susquehanna river at Crow's Landing, in Buffalo township, Perry county, Pennsylvania.

Ferry author-
ized.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Isaac Crow, his heirs and assigns, shall have the right and privilege at his own expense to make good and convenient landings on the west side of said river as far north as the canal lock below Liverpool, and south as far as Mount Patrick, and on the east side of the Susquehanna river along the line of the borough of Millersburg, and to use the river between said landings as a public ferry.

To be kept in
good order.

SECTION 2. That the said Isaac Crow, his heirs and assigns, shall keep the said landings and ferry in good order and repair, fit for transportation and passage of travelers, teams and carriages of all descriptions, and keep good and sufficient boats and other crafts and competent and careful ferrymen, who shall constantly, as occasion may require, attend for the purpose of carrying passengers, teams and carriages across the river with all reasonable diligence and care.

Tolls.

SECTION 3. That the said Isaac Crow, his heirs and assigns, as a remuneration for keeping up in good order and repair the said landings and ferry as aforesaid, shall receive as tolls for carrying persons, teams, carriages, horses and other animals such sums as are customary, and the owner thereof shall be subject to all the general laws of this commonwealth regulating ferries.

Penalty for in-
juring ferry.

SECTION 4. That if any person or persons shall willfully break or in any way destroy any property belonging to said landings and ferry, he or she or they so offending shall pay to the said Isaac Crow, his heirs and assigns, the sum of twenty dollars, in addition to all damages sustained by Isaac Crow, his heirs and assigns, to be recovered as debts of like amount are now by law recoverable.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1073.

An Act

For the appointment of water commissioners for the borough of Bedford, in Bedford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Thomas M. Lynch, Isaac Mengal and Frederick Benedict be and they are hereby appointed commissioners for the purpose of procuring for and introducing into the borough of Bedford a sufficient supply of fresh and pure water for the inhabitants thereof; the said commissioners shall have full power and authority to lease or purchase, take, enter upon, occupy and hold any lands and tenements, fountains, springs, stream or streams of water necessary for procuring, conducting and conveying fresh and pure water to said borough, making compensation to the owner or owners thereof in the manner hereinafter provided.

Commissioners appointed.

May enter upon and occupy lands.

SECTION 2. That the said commissioners shall have power and authority to provide, erect, construct and maintain all works and machinery necessary or proper for introducing into and distributing through said borough a sufficient supply of fresh and pure water, and to provide, erect, construct and maintain all proper and necessary buildings, dams, trenches, pipes, hydrants, cisterns and reservoirs, and all things necessary or proper to the full and entire completion of the same; and for this purpose the said commissioners are hereby authorized and empowered by themselves, their agents, artisans, engineers and workmen, with their instruments, tools, carts, wagons and other carriages and beasts of burden or draft, from time to time, and at all times hereafter, to enter into and upon any lands or enclosures and public or private roads, highway or street as may be necessary, and to occupy, dig, ditch and lay pipes through or along the same, and to erect, construct and maintain thereon such machinery, ditches, drains, hydrants, cisterns and reservoirs as may be needful, necessary and proper for the purposes aforesaid, and the same to raise, alter or repair, doing as little damage to private property as possible, and making compensation therefor to the owner or owners in the manner hereinafter provided.

Authorized to erect works.

May enter upon lands and highways to dig ditches, lay pipes, &c.

SECTION 3. That if the said commissioners cannot agree with the owner or owners of any lands and tenements, fountains, springs, stream or streams of water or enclosure purchased, taken, occupied, diverted and held by them for the purposes aforesaid, they shall take a deed or release for the same to the borough of Bedford; if the said commissioners cannot agree with the owner or owners for the lands and tenements, springs, stream or streams of water purchased, taken, occupied, diverted and held by them, or for the damage done

Deeds for lands taken, and damages, relative to.

to any tenements, fountains, springs, stream or streams of water, enclosure, road or street, or where, by reason of the absence or legal incapacity of the owner or owners, no compensation can be agreed upon, the court of common pleas of the county of Bedford, or one of the judges thereof in vacation, on the application by petition of the said commissioners, or owner or owners, or any one in behalf of either, shall appoint three disinterested freeholders, neither of whom shall be residents or property holders of the borough or township of Bedford, and appoint a time, not less than ten nor more than twenty days thereafter, for said viewers to meet at or upon the premises, where the damages are alleged to have been sustained, of which time and place five days' notice shall be given by the petitioners to the said viewers and the other party; and the said viewers or any two of them having been first duly sworn or affirmed, faithfully, justly and impartially to decide, and a true report to make concerning all matters and things submitted to them, and having viewed the premises, they shall estimate and determine the quantity, quality and value of the lands and tenements, fountains, springs, stream or streams of water so taken, occupied and held, and the amount of damage done and sustained by diverting streams of water, and entering in or upon lands and enclosures, roads and streets, and to whom payable, and make report thereof to the said court or one of the judges thereof, in five days after the said view is had; and if any damages be awarded, and the report confirmed by the court or a judge in vacation, judgment shall be entered thereon against the borough of Bedford, and if the amount thereof be not paid within six months after the entry of such judgment, execution may then issue thereon as in other cases of debt for the sum awarded and the costs and expenses incurred; and each of said viewers shall be entitled to three dollars per day for every day necessarily employed in the performance of the duties herein prescribed: *Provided*, That petitioners for viewers shall give the other party in interest forty-eight hours notice of the choosing of viewers.

May take possession of lands, &c., at once, upon tendering bond to claimants.

SECTION 4. That the said commissioners shall have full power and authority to enter at once into the possession and use of such premises, fountains, springs, stream or streams of water, enclosures, roads, streets, lands and tenements, upon giving or tendering to the claimant or claimants, their bond or bonds, in such amount with such security as may be approved by one of the judges of the court of common pleas of Bedford county, conditioned for the payment to the said claimant or claimants, shall be entitled to receive after assessment made as hereinbefore provided: *Provided*, That in all bonds given as aforesaid, Bedford borough shall be the payee or bonden, and the bond shall be signed by a majority of the said commissioners.

Quorum.

May borrow money and make the bonds therefor.

SECTION 5. Any two of said commissioners shall be a quorum for the transaction of business, and they are hereby authorized and empowered, for the purpose of carrying into full effect the provisions of this act, to borrow in the name and upon the faith, credit and responsibility of the said bor-

ough, such sum or sums of money as they may deem necessary for the aforesaid purposes, and to issue bonds or certificates of indebtedness in the name of the borough of Bedford, signed by a majority of the said water commissioners; said bonds shall be in amounts not less than fifty dollars, and at a rate of interest not exceeding nine per centum per annum, and payable not less than five nor more than twenty years from the date thereof: *Provided*, That said bonds or certificates shall not be subject to the payment of any state, county or municipal tax.

SECTION 6. The said commissioners shall have full power, from time to time, to borrow money, in the manner aforesaid, for the purposes of redeeming and paying off the aforesaid bonds or certificates issued by virtue of the last preceding section, and shall have all necessary power for levying, assessing and collecting taxes for paying the principal and interest on said bonds or certificates, and for all other purposes necessary in bringing the water to and distributing the same through said borough. May borrow money to redeem loan, and levy tax.

SECTION 7. The said commissioners are hereby authorized to sue, in the name of the borough of Bedford, for any property sold by them as aforesaid, and for all damages and injury done to the water works, lands, pipes, drains, dams, hydrants, or for any other thing connected with the water works aforesaid; and all suits for lands, water damages or any property brought by said commissioners, for the purposes aforesaid, shall be brought against the borough of Bedford, and the process served upon two of the said commissioners. Suits for damages, &c.

SECTION 8. The said commissioners shall have power to appoint one or more persons to superintend the said water works, to keep the reservoirs, pipes and hydrants in repair, and shall have full power to levy, assess and collect taxes for the purposes of paying the said superintendents for their services. Superintendents.

SECTION 9. That the said commissioners shall meet within sixty days after the passage of this act, and after being duly sworn, shall immediately enter upon the duties of their office, and at once take charge of and have control of the water and water works of said borough; said commissioners shall be entitled to receive, as a compensation for their services, three dollars per day for each and every day spent by them in the performance of the duties hereby enjoined. When commissioners to enter upon duties. Compensation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1074.

An Act

Authorizing the extension and improvement of Federal street, from its present terminus in the city of Allegheny to the Perrysville plank road in North End district.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Councils au-
thorized to open
extension of
Federal street.

That the select and common councils of the city of Allegheny are authorized and empowered to lay out, locate and open an extension of Federal street, from its present terminus in said city to a point on the Perrysville plank road in North End district, county of Allegheny, at or near the junction of said road and the old Franklin road, and to grade, pave, curb and otherwise improve the same: *Provided*, That said councils shall first fix a grade for said proposed extension.

Proviso.

To appoint
viewers.

Duties and pow-
ers of viewers.

SECTION 2. Said councils shall appoint by ordinance three disinterested freeholders, citizens of said county, as viewers on said opening; said viewers shall proceed to assess the damages and benefits on the opening of said street; they shall make a true and conscionable assessment of damages, taking into consideration the probable advantages which any owner or owners will be likely to sustain by said opening, and shall have power to assess the same equitably and justly upon all lots, pieces or tracts of land in said city and North End district or elsewhere, that may be or likely to be benefited by said improvement; said viewers shall proceed in the manner now provided by law for views on street openings in said city; they shall make report to councils, and the action of said councils thereon, and the right of appeal from said action, and the proceedings, powers and duties of the court of quarter sessions of said county in relation thereto, shall be the same as now provided by law in relation to the action to be had by said councils and court, and parties aggrieved, on the reports of viewers on street openings in said city.

Report.

Payment of
assessments.

SECTION 3. After final action on said report by said councils, or court in case of appeal, the assessments shall be payable at the office of the treasurer of said city for the period of sixty days; notice of which shall be given by advertisements in two daily papers having a general circulation in said city, for ten days, and also by handbills posted along the route of said opening, and in conspicuous places in the district benefited; if not paid within said period, the said assessments, together with five per cent. attorneys' commissions, shall be collected by the solicitor of said city.

When councils
may grade and
improve streets.

SECTION 4. When said assessments shall have been collected and paid to the parties entitled thereto, or paid into court to abide its order for distribution, said councils may grade, pave or macadamize said extension, and have the same set with

curb-stones, and the side-walks paved, and otherwise improve the same.

SECTION 5. As soon as said extension shall be opened and the work of grading and paving the same shall have commenced, the proper authorities of said city shall, to provide for the cost and expense of said work, from time to time, as the same progresses, issue bonds, to be denominated Federal street bonds, to an amount not exceeding eighty per centum of the work done; said bonds shall be issued in sums of not less than one hundred dollars or more than one thousand, each bearing interest from their date at the rate of seven per centum per annum, payable semi-annually, and free from all taxation, and payable at dates ranging from one, two and not exceeding ten years from the completion of said improvements; they shall be first liens upon all lands and property that shall be assessed to pay the cost and expense of making and constructing said extension to the extent of the assessments to be made as hereinafter is provided on each lot, tract or piece of land so assessed, and shall not be sold under their par value; they shall be signed by the mayor of said city and countersigned by the controller.

Authorities to
issue bonds.

To be first liens.

SECTION 6. At the conclusion of said work the controller of said city shall certify, under oath, to the viewers appointed as hereinafter is provided, for the amount of bonds issued and the interest thereon, and the same shall be taken as a part of the cost of said work, and assessed accordingly.

Bonds and interest thereon
to be certified to
viewers, and included
in assessments.

SECTION 7. As soon as the entire cost of grading, paving, curbing and otherwise improving said extension shall have been ascertained, the presidents of the select and common councils of said city shall, at the instance of said councils, present a petition to the court of quarter sessions asking for the appointment of viewers to estimate and appraise the damage done to any property over and above the benefit thereto from said improvement, and assess the amount of said damages and the cost and expense of the grading and curbing, and otherwise improving said extension, whereupon it shall be the duty of said court to appoint three disinterested freeholders, citizens of said county, as viewers to perform the aforesaid duties.

Presidents of
councils to petition
court to appoint viewers
to assess damages, &c.

SECTION 8. Said viewers shall cause to be prepared by the engineer of said city for their use and by their special direction, a plot showing said extension and all lots or property along the line thereof damaged by the grading thereof, and also showing all lots, land, pieces or parcels of ground in said city and North End district or elsewhere that shall be benefited by said improvement, and said plan shall give as near as can be an accurate description of each lot, property, piece or parcel of land and the improvements thereon, and the name of the owner or owners or reputed owner or owners thereof; they shall give ten days' notice by advertisements in a daily newspaper published in said county, having a general circulation in said city, of the time and place of their first meeting; they shall view each lot, property, piece or parcel of land on said plot; they shall appraise the damage done to any lots or properties along the

Duties and powers
of viewers.

line of said extension by reason of the grading thereof, taking into consideration at the same time the benefit to said lots or properties by reason thereof, and they shall assess the same, together with the cost and expense of said grading, paving, curbing and otherwise improving said extension, equitably and justly upon all lots, land, pieces or parcels of lands, described in said plot and benefited by said improvement, in proportion to the benefit thereto derived directly or likely to be derived from the completion of said improvement; and after they shall have completed said appraisments and assessments they shall exhibit the same at some convenient place to be named in said city, giving ten days' notice thereof in a newspaper published as aforesaid, and also by handbills posted along the route of said extension, and in conspicuous places in the district benefited, where all parties interested shall be heard; and they shall make any corrections and modifications in said appraisments and assessments that they may deem just and proper, and shall make report to councils of said city, accompanied by the plot aforesaid, of all their action in the performance of their duties as viewers; said councils shall hear any appeal or further complaints made by any party aggrieved by said report, and shall have power to send back the report for further action or for revision; and when said report and assessments shall have been finally acted on and approved by said councils the same shall be final and conclusive without exception or appeal.

Councils to hear
appeals, &c.

How assess-
ments to be
payable.

Liens to be filed
for unpaid as-
sessments.

Assessments to
be prior liens,
and not to be
divested by ju-
dicial sales.

Where and how
to be filed and
proceeded on.

SECTION 9. Said assessments shall be called in and payable to the treasurer of said city in ten equal annual instalments, with interest, at the rate of seven per centum per annum, on the unpaid portion from the date of said assessment, the first of which, with interest from said date, shall be due and payable within sixty days from the confirmation of said report, and the balance, with interest as aforesaid, in instalments as aforesaid until fully paid; and if any of said instalments shall not be paid within the period named, the same, together with interest from said date and five per centum attorneys' fee for collecting, shall be collected by the solicitor of said city; and said solicitor shall file liens for the full amount of any assessment unpaid, together with interest and attorneys' fee for collecting as aforesaid, and judgment shall be entered for the full amount thereof, with leave to take out execution for the instalment, interest and fees then due, and for each subsequent instalment, interest and fees as the same falls due.

SECTION 10. The assessments authorized by this act shall be first liens upon the properties assessed from the beginning of the improvements for which they were made, and shall remain liens until fully paid and satisfied, and shall not be divested by any judicial sale, except for so much thereof as the proceeds of such sale shall be sufficient to discharge and pay; said liens shall be filed in the district court of said county in the same manner in which municipal claims of said city are now filed, and the same writs and legal process for the recovery of the same shall be used; judgment may be entered in default of an affidavit of defence, or sufficient affidavit of defence, or on two *nihils*; the liens filed shall be evidence of

the facts therein set forth, and all matters of defence necessary to support the claim, which are not raised by the affidavit of defence, shall be taken as admitted on the trial on any *scire facias* under this act.

To be evidence of facts set forth therein.

SECTION 11. All moneys paid to the treasurer of said city under this act shall be kept in a separate fund; and the annual statement of the financial affairs of said city, published by authority of councils, shall contain a full statement of the receipts and expenditures for the previous year on account of said extension.

Moneys raised under act to be kept separate.

Statement to be published.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1075.

An Act

To authorize Michael Domenec to borrow money and give mortgage therefor, as trustee of St. Stephen's Catholic church at Hazlewood, Twenty-third ward, city of Pittsburg, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Right Reverend Michael Domenec, trustee of the congregation of St. Stephen's Catholic church at Hazlewood, be and he hereby is authorized and empowered to borrow a sum not exceeding ten thousand dollars, and to make, execute and deliver as security for the same, a mortgage upon all that certain lot or piece of ground situate in the Twenty-third ward of the city of Pittsburg, (late Peebles township,) county of Allegheny, and state of Pennsylvania, bounded and described as follows: Beginning on the north-west corner formed by the intersection of Braddock's and Elizabeth streets; thence along Elizabeth street westerly one hundred and seventy-four and fifty-eight one-hundredth feet to the line of the Pittsburg and Connellsville railroad; thence by the line of said railroad northerly two hundred and seventy-eight and fifty-four one-hundredth feet to ground now or late of Mrs. Aspinwall; thence by said ground easterly and parallel with Elizabeth street one hundred and sixty and seventy-nine one-hundredth feet to Braddock street, and thence by said Braddock street southerly two hundred and seventy-eight and nineteen one-

hundredth feet to the place of beginning, being the same lot of ground which Mary E. Johnson, by deed dated the first day of March, Anno Domini one thousand eight hundred and sixty-nine, recorded in the recorder's office of Allegheny county, in deed book volume two hundred and thirty-nine, page four hundred and forty-five, conveyed to the said Right Reverend Michael Domenec, in trust for the congregation of St. Stephen's Catholic church at Hazlewood.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1076.

In Act

To authorize Michael Domenec, bishop of Pittsburg, to sell certain real estate in the city and county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Michael Domenec, bishop of Pittsburg, is hereby authorized to sell, grant and assure, in fee simple, all that lot or parcel of ground situate in the Fourth ward, city of Allegheny, in the county of Allegheny, bounded and described as follows, namely: beginning at the south-east corner of Anderson street and Church avenue; thence southwardly along the east side of Anderson street seventy-four (74) feet one (1) inch to the line of the triangular lot sold to West Pennsylvania Railroad Company; thence by the northerly side of said triangular lot and parallel to Church avenue eighty (80) feet to a point; thence by lands of the Pittsburg, Fort Wayne and Chicago Railway Company, north fifty-seven degrees forty (40) minutes, east thirty-two (32) feet six (6) inches to other lands sold to said West Pennsylvania Railway Company; thence by the same, north thirteen (13) degrees thirty (30) minutes, west sixty-five (65) feet to the south line of Church avenue; and thence by the same westwardly one hundred and eleven (111) feet seven and one-half ($7\frac{1}{2}$) inches to Anderson street, the place of beginning, being part of the same premises which Thomas Irwin and Elizabeth, his wife, by deed, dated the twenty-fifth day of June, Anno Domini one thousand eight hundred and fifty-one, granted and conveyed

to Right Rev. M. O'Connor, bishop of Pittsburg, and his successors in said office, (whose successor the said Right Reverend M. Domenec now is,) in trust for the uses and purposes therein mentioned, to such person or persons for such price or prices as the said bishop shall determine.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1077.

An Act

To confer certain powers upon the guardian of the minor children of Margaret L. Doolittle, deceased.

WHEREAS, Under the last will and testament of the said Washington Lee, late of the city of Wilkes Barre, deceased, the children of Margaret L. Doolittle, deceased, are entitled to one ninth part of the said testators entire estate:

And whereas, A very large portion of the said estate consists of stocks, bonds, mortgages and other securities of a personal nature, which are believed to be perfectly good, but the conversion of which into money, within the time limited by law for the settlement of estates, would be attended with very serious loss:

And whereas, It is possible to make distribution of these personal securities in such manner that each of the parties in interest, under said will, shall receive his or her proper proportionate share thereof:

And whereas, Although all the parties aforesaid, who are *sui juris*, are desirous that distribution be thus made, it is nevertheless doubtful whether the guardian of the said children can legally consent to such distribution, and receive the shares of his wards in the form of such personal securities, rather than their proceeds; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the guardian of the minor children of Margaret L. Doolittle, deceased, be and he is hereby authorized and empowered to consent to the distribution of the personal estate of Washington Lee, deceased, in manner as aforesaid, and to receive

the shares of his said wards in the said estate, in the form of their proportionate part of the personal securities aforesaid, in lieu of the proceeds of the sale and conversion thereof, and to retain the said securities unconverted, so long as in his judgment it will be for the best interests of his said wards so to do.

WILLIAM ELLIOTT,

Speaker of the House of Representatives

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1078.

An Act

To determine the liability of certain officers and their sureties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the recorder of deeds, prothonotaries, clerks of the courts, and all other officers in the city of Philadelphia, whose duty or custom it is or hereafter may be to make and certify, or who may hereafter make and certify searches for judgements, mortgages or other liens upon real estate in the said city, and the sureties of such officers, shall be liable and responsible for all loss or damage which may happen by reason of any false or erroneous certificate of search made or given by the said officers, or either or any of them, for a period five years from the time of giving said certificate of search, not only to the person or persons to, for or upon whose order the said certificate of search is made or given, but also to any person or persons claiming title through, from or under such person or persons, or who may suffer loss by reason of the making or giving of any such false or erroneous certificate of search; and the official bonds of all such officers and their sureties shall hereafter be so drawn by the city solicitor of the city of Philadelphia as to secure such liability: *Provided,* That this act shall not take effect as to each of said officers until the end of the present term of each of the said officers.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1079.

An Act

To annex the farm belonging to the heirs of Alexander Culbertson, deceased, to the borough of Greensburg, Westmoreland county, for school purposes.

WHEREAS, The farm belonging to the heirs of Alexander Culbertson, deceased, lies partly in Hempfield township and partly within the borough of Greensburg, Westmoreland county;

And whereas, For the want of public roads, it is difficult for those residing on said farm to reach the public school house in said township; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the farm belonging to the heirs of Alexander Culbertson, deceased, situated partly within the borough of Greensburg and partly in the township of Hempfield, in Westmoreland county, shall be attached to the said borough of Greensburg for school purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1080.

An Act

Supplementary to the charter of the Anthracite Saving Fund and Building Association, located in the borough of Pottsville, in the county of Schuylkill.

WHEREAS, The Anthracite Saving Fund and Building Association was incorporated and made a body politic in law by the court of common pleas of Schuylkill county at December term, Anno Domini one thousand eight hundred and seventy-

Preamble.

one, under the acts of assembly giving the courts of the commonwealth power to erect saving fund societies and building associations into corporations:

And whereas, The said association has been organized under said charter, and is now desirous of possessing certain additional rights, powers and franchises, which the said court had not the power under the laws to grant; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Anthracite Saving Fund and Building Association, as granted by the court of common pleas of Schuylkill county at December term, Anno Domini one thousand eight hundred and seventy-one, recorded in the office for recording deeds, et cetera, in and for said county, in miscellaneous book number , pages , is hereby

validated and confirmed, excepting as hereinafter amended, and the said the Anthracite Saving Fund and Building Association is hereby declared to be a corporation and body politic in law, and to be possessed of all and singular the rights, incidents and franchises of a corporation.

Charter validated.
Declared a body politic.

Capital stock.

SECTION 2. That the capital stock of said corporation shall consist of five thousand shares, the par value of each share not to exceed two hundred dollars.

May receive money on deposit.

To be first lien on property.

Directors may sell property and satisfy liens

SECTION 3. That the said association may receive money on deposit, for which interest shall be allowed at such a rate as the board of directors may provide, not exceeding six per centum per annum, and to secure the depositors from loss, the money so deposited shall be considered a first lien upon all the realty, property and effects of said corporation: *Provided however*, That the board of directors, or a majority thereof, may sell and convey any or all property, real or personal, and satisfy any or all mortgages or judgments owned by the association in the regular course of business of the corporation, *bona fide*, and such sale or satisfaction shall divest and discharge any lien that depositors may have.

Investment of funds.

SECTION 4. That the said association may invest its funds in real estate, the clear yearly income of which shall not exceed twenty thousand dollars, and may lease, sell, dispose and convey the same to members and others as the board of directors may deem advisable for the interests of the association.

Directors.

SECTION 5. That the board of directors shall hereafter consist of twelve members.

Liability of stockholders.

SECTION 6. The stockholders shall be severally liable to the depositors and other creditors of said association, and for the performance of all trusts undertaken thereby, and all the contracts thereof, in twice the amount of the capital stock respectively subscribed for or held by them; and the charter of said association shall extend twenty years from the original granting thereof, and the legislature reserves the right to alter, annul or revoke the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injustice shall be done the corporators: *And provided*, That said corporation shall pay into the treasury of the com-

Limitation.

Reservation.

monwealth such bonus and taxes as are now or may hereafter be required by law. Bonus and taxes.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1031.

An Act

To vacate two certain ten feet wide alleys, situate in the Fifteenth ward of the city of Philadelphia.

WHEREAS, Thomas Cadwalader and Henry Nixon, in or about the year one thousand eight hundred and fourteen, laid out, for public use, two certain alleys, each of the width of ten feet, one of them, the easternmost of said alleys, beginning at a point on the south side of Wood street at the distance of one hundred feet west of Twenty-second street, and extending of the said width of ten feet in depth southward one hundred feet to Pearl street; and the other of them, the westernmost of said alleys, beginning at a point on the south side of said Wood street at the distance of one hundred feet east of Twenty-third street, and extending of the said width of ten feet in depth southward one hundred feet to said Pearl street, and granted lots bounding on said alleys to divers persons, together with the use and privilege thereof:

And whereas, All persons having the privilege of said alleys are desirous of closing up and vacating the same, and Thomas B. Parker having purchased the interests and rights of all persons having the use and privilege of the easternmost of said alleys; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said alleys be vacated and closed up, and the title to the soil of the easternmost of said alleys be and the same hereby is vested in Thomas B. Parker, in fee simple, and that the title to the soil of the westernmost of said alleys be and the same hereby is vested, in fee simple, in the owners of the

adjoining property, now having the right to use said alley, each taking respectively to the middle thereof.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1032.

An Act

To incorporate the Pennsylvania Warehousing and Safe Deposit Company of Philadelphia.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That William Brockie, B. K. Jamison, A. R. M'Henry, E. Harper Jefferies, William Brice, Caleb J. Milne, Hugh Craig, Charles S. Close, Nathan Broske, Walter G. Wilson, T. Horace Brown, Benjamin Bullock, Charles Stokes, Stephen Flanigan, Seth I. Comly, O. P. Morrow, N. C. Musselman, H. Weir Workman, and their associates, and such persons as shall become shareholders therein, are hereby constituted a body corporate and politic by the name of the Pennsylvania Warehousing and Safe Deposit Company of Philadelphia, which shall have perpetual succession, with power and authority to contract and sue and be sued, and may plead and be impleaded in all courts and places whatsoever, and may have a common seal with power to change and alter the same at pleasure.
Name.	
Powers and privileges.	
Capital stock.	SECTION 2. The capital stock of said company shall be two hundred and fifty thousand dollars, or five thousand shares of fifty dollars each, with the privilege, whenever the board of directors may direct, to increase the same to one million dollars or twenty thousand shares of fifty dollars each; and the corporators name in the first section of this act, or any of them, shall have power to procure subscribers thereto, and when the whole capital shall be subscribed, and twenty per centum paid in, one or more of the corporators named as above, shall notify and call a meeting of the subscribers or their representatives, by advertisement to be inserted in three daily papers, at least six days before said meeting, who shall then proceed to elect a president, vice president, treasurer, secretary and a board of directors; but the board of directors
Subscriptions.	
Election of officers.	

have power to elect all sub-officers as the interest of the corporation demands ; no person shall vote for officers or directors unless all assessments have been paid on his stock ; and if any person fails to pay his assessment as provided by the by-laws, unless such failure to pay be in consequence of the death of the party subscribing, he or they shall forfeit to said company all their shares or interest therein.

Failure to pay assessments.

SECTION 3. The office of the company shall be in the city of Philadelphia, and the business and corporate powers shall be conducted by a board of directors, of not less than five, nor more than twelve, who shall be elected on the first Monday of February after the election, as provided in section second, and shall have power to make such by-laws for the conducting of the company's business as shall not be inconsistent with the law of the United States or of this commonwealth ; the election shall be by ballot, and each share of stock shall have one vote.

Office.

Directors.
Election.

By-laws.

Votes.

SECTION 4. That the said company is hereby authorized to receive for warehousing, safe-keeping or storage goods, wares and merchandise of all kinds, grain, flour, produce, petroleum, whisky or other property, subject to such charges for factorage, storage and insurance as may be agreed upon between it and the owners or depositors of such property ; to take charge of and perform the duty of paying duties on bonding, receiving, landing, hauling and delivering all such goods, wares, merchandises or property deposited or intended to be deposited with said company ; to insure or cause to be insured the owner or owners thereof against all loss by fire or water, whether in transit or storage, for such an amount, time and price as may be agreed upon between the said owner or owners, depositors or agents ; and the said company shall have as insurers all the privileges and powers conferred by the act, entitled " An Act to incorporate the Inland Mutual Insurance Company," approved April fourth, Anno Domini one thousand eight hundred and fifty-four ; and the said company may advance money and credits upon any property in its custody, or upon bills of landing, receipts or certificates representing goods on storage elsewhere or in transit, on such terms as may be agreed upon between the borrowers and such company ; and in case any property deposited with said company, upon which advances shall have been made by them, shall, before the maturity of the contract, from any cause, decrease in value from the price originally fixed, said company may give notice to the owners of such property or his agent to perform the conditions of the contract or make good the deficiency caused by such decrease in value, and in default thereof may sell and dispose of such property at public sale, and out of the proceeds retain the amount due them under the contract, together with all costs, charges and expenses.

Further powers

SECTION 5. It shall be lawful for said company to sell at public auction or private sale all property of what kind soever mentioned or specified in the contract between the company and other parties, after ten days shall have elapsed from the time of the maturity of any obligation under said contract, or immediately, upon the discovery of any fraud, misrepresen-

May sell property on non-fulfillment of contracts, &c.

tation or concealment in regard to the ownership, character or any other matter relating to the property mentioned in or affected by said contract, and to reimburse themselves out of the avails of such sale for the money due them with the interest, storage, cost and charges, and to indemnify themselves for any loss they may have sustained by the non-fulfillment of such contract.

May hold real estate.

SECTION 6. It shall be lawful for the said company to purchase, hold and convey such real estate as may be necessary for its immediate accommodation in the transaction of its business, such as may be mortgaged to it for securing any debt or liability, such as may be conveyed to it in satisfaction of debts contracted in the course of business, and such as may be purchased at public sale when it shall be necessary to protect the company from loss; it shall have power to build upon, alter and improve any real estate held by it as aforesaid; it shall also have power to make, mortgage or incumber such real estate, and to issue bonds, secured by mortgage as aforesaid, bearing interest not exceeding seven per centum per annum.

May improve and incumber same, and issue bonds.

Receipts and certificates.

SECTION 7. That all receipts and certificates issued by this company shall be subject to all the privileges and liabilities of an act, entitled "An Act relating to goods, wares and merchandise in store and in transit, and to make receipts and bills of lading therefor negotiable," approved the twenty-fourth day of September, Anno Domini one thousand eight hundred and sixty, and the various sections of that act shall apply to this company.

May receive money and other property on deposit.

SECTION 8. That the corporation hereby created shall have and possess the power to receive money on deposit subject to check, and to receive upon deposit, for safe-keeping, jewelry, plate, stocks, bonds, securities, valuable property and papers of every kind, upon terms to be prescribed by the by-laws of said company.

Investments.

SECTION 9. That the said company may invest in and hold at pleasure any kind or description of personal property or securities, mortgages, bonds, certificates of indebtedness, stocks of incorporated companies, notes, loans of the United States or of any state or municipality, or of any incorporated company or individual, and may loan its money upon such terms as may be agreed upon between the said company and the borrower.

Loans.

Bonus.

SECTION 10. The said company shall pay to the state treasurer for the use of the state a bonus of one-fourth of one per centum on the sum required to be paid in before active business, in four equal annual instalments, the first payment to be made in one year after said company shall commence business, and a like bonus on all subsequent payments on account of the capital stock of said company, to be paid in like manner after the expiration of one year from the time of any such payment as aforesaid.

WILLIAM ELLIOTT.

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1033.

An Act

To change the venue in a certain case from Cameron county to Centre county.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the venue in the case now pending in the court of common pleas of Cameron county, in which J. G. Bryan is plaintiff, and G. C. Harvey, P. M. Melick and Joseph Ricker, late trading as Harvey, Melick and Ricker, are defendants, number thirty-two of August term, one thousand eight hundred and seventy, be and the same is hereby removed to the court of common pleas of Centre county to the coming April term, or any subsequent term of said court, where it shall be heard, tried and determined, and verdict and judgement be had thereon with the same effect as if it had been tried in the county of Cameron; and all the records in the case shall be certified and transferred by the proper officers of the said court of common pleas of Cameron county to the court of common pleas of Centre county: *Provided* That the county of Cameron shall bear all the expenses of said trial, incurred by the county of Centre, which cannot be recovered from the parties by law.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1034.

An Act

To exempt the property of the Masonic Hall Association of Harrisburg from taxation.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

LAWS OF PENNSYLVANIA.

That the property of the Masonic Hall Association of Harrisburg, and the bonds to be issued in aid of the construction of their buildings, be and the same are hereby exempted from taxation, except for state purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1085.

An Act

To exempt Samson hall of the Knights of Pythias, in the city of Philadelphia, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the building known as Samson hall of the Knights of Pythias, situate number seven hundred and thirty-five South Sixth street, in the city of Philadelphia, be and the same is hereby exempt from taxation, except for state purposes.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1086.

An Act

To repeal the act relating to publication of notices of sheriff's sales in the county of Cambria, approved April first, Anno Domini one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the act of assembly, entitled "An Act to repeal the sixty-third section of the act of thirteenth day of June, one thousand eight hundred and thirty-six, entitled 'An Act relating to executions,' so far as the same relates to the county of Cambria," approved the first day of April, Anno Domini one thousand eight hundred and sixty-three, be and the same is hereby repealed; and all notices of sheriff's sales shall be published in two newspapers in the English language and one newspaper in the German language, in said county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1087

An Act

To allow the patenting of a certain survey in Juniata county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the surveyor general be and he is hereby authorized and directed to compute the purchase money due to the commonwealth on two hundred and fifty-six acres forty-eight perches, and all owners of land returned on application number five thousand five hundred and fifty-eight, in name of Robert Little, Senior, situate in Juniata County, Pennsylvania, at the rate of two pounds ten shillings per hundred acres, and not otherwise.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1088.

An Act

To change the venue in a certain suit from Jefferson to Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a certain action now pending in the court of common pleas of Jefferson county, in which M. Humphry is plaintiff and A. F. Baum is defendant, being numbered fifty of December term, one thousand eight hundred and sixty-six, be and the same is removed and transferred to the district court of the county of Allegheny, to be there disposed of and tried in the same manner as if it had been originally instituted in the last named court; and the record of said action shall be certified by the said court of common pleas of Jefferson county, to the said district court of Allegheny county for disposition and trial aforesaid, and on final judgment, such writ of execution shall be issued as may be necessary to carry the same into full effect: *Provided,* That said final judgment shall be subject to writ of error to the supreme court, as in other cases.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1089.

An Act

To incorporate the Columbia Conduit Company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John W. Taylor, R. S. Jones, James Onslow, R. J. Thomas, C. Jeremy, Joseph J. Elliott, John Ross, F. M. Eastman and Hugh Morrison, and their associates and suc-

cessors, be and they are hereby incorporated into a company to be called the Columbia Conduit Company, and by the same name, style and title shall have perpetual succession with all the privileges, franchises and immunities incident to a corporation, and to be able to sue and be sued, plead and be impleaded in all courts of record, and to purchase, receive, have, hold, use and enjoy goods, chattels and estates, real and personal, of whatever kind in nature, and the same, from time to time sell, exchange, mortgage, grant, alien, or otherwise dispose of, and also to make and have a common seal, and the same to alter and renew at pleasure, and generally to do, all singular, the matter and things which to the said corporation shall lawfully appertain to do for the well-being thereof, not being contrary to the laws of the United States or of this commonwealth.

Powers and privileges.

SECTION 2. The capital stock of said company shall consist of one thousand shares at fifty dollars per share: *Provided*, That by a vote of the stockholders, the said company may, from time to time, increase the same so much as may be deemed necessary to carry out the objects of the corporation: *Provided*, Due notice shall be given to the stockholders of the meeting called for the purpose of increasing the amount of the stock.

Capital stock.

SECTION 3. That the same company shall have the right for themselves, or as agents, upon commission or otherwise, to purchase, sell, or otherwise dispose of oil and oil lands, mine or bore for oil, and store, insure, ship and transport petroleum, and may construct and erect tanks of iron or other suitable material for the storage of oil, and to lay down, construct and connect iron or other pipes or tubing, for that purpose, from any point or points within the county of Butler to, at or near Sharpsburg, in the county of Allegheny, by such route or routes as may be for the best interests of the company; and said company shall also have the right to take, use and occupy such lands as may be necessary for the purpose of erecting tanks to hold the oil or petroleum, and for the purpose of laying down the pipes or tubing for the conveyance of the oil from well, wells or reservoirs, and for all necessary branches, and for the erection of such machinery as may be requisite to carry on the transportation and storage business of the company, subject however to the provisions of the fourth, fifth and sixth sections of the act to incorporate the Western Oil and Pipe Company, approved the twenty-second day of March, Anno Domini one thousand eight hundred and sixty-nine.

Further powers.

SECTION 4. That said company are hereby authorized to lay down, construct and connect pipes from, at or near the town of Sharpsburg, in the county of Allegheny, across the Allegheny river to any refinery, for the purpose of supplying such refinery with oil, and also to lay down, construct and connect pipes along either bank of said stream so as to reach any refinery, and to supply the same with oil: *Provided* however, That the navigation of said stream shall be in no wise impeded by the works of the company hereby incorporated.

May lay pipes across Allegheny river and elsewhere to reach refineries.

Proviso.

Bonds.

SECTION 5. The bonds issued by said company shall not bear a rate of interest exceeding seven per centum, nor be issued in sums less than one hundred dollars: *Provided*, The company shall confine its operations to the counties named in this act.

Restriction.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1090.

An Act

To divorce David H. Gibson from Caroline W. Gibson, his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between David H. Gibson and Caroline W. Gibson, his wife, of the township of Woodcock, Crawford county, Pennsylvania, be and the same is hereby annulled and made void, and the parties released and discharged from said contract and from all duties and obligations arising therefrom, as fully as if they had never been joined in marriage.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1091.

An Act

Authorizing the borough of Gaysport, in the county of Blair, to erect water works.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Gaysport, in the county of Blair, and their successors in office, be and are hereby vested with full power and authority to erect and construct, or to contract for the erection and construction of water works for the said borough of Gaysport, including buildings, engines, machinery, reservoirs, trenches, pipes and all things necessary to the full and entire completion of the same for practical operation, and for introducing into said borough a supply of pure and wholesome water for the use of the inhabitants thereof.

Burgess and council authorized to erect works.

SECTION 2. That the said burgess and town council, and their successors in office, their contractors, superintendents, engineers and laborers, with their tools, instruments, carts, wagons and other carriages and beasts of burden or draft, may enter upon any lands, streets, alleys, lanes or highways, wherever such entry shall be necessary, for the purpose of bringing said water to and from any reservoir or reservoirs, and of introducing said water into said borough, and to erect and construct any reservoir or reservoirs, and to lay pipes for the conveying of water through said lands from time to time, and at all times thereafter, and if necessary, for the purpose of taking up, repairing and laying down said pipes, as often as the same may be required; and also to take and convey sand, stone, earth and other materials necessary to the construction of said water works or to the proper laying down of said pipes.

May enter upon lands and highways to lay pipes, obtain materials, &c.

SECTION 3. That if the parties cannot agree upon the compensation to be made to the owner or owners of any such lands, enclosures, public or private roads or highways, it shall and may be lawful for either party to present his, her or their petition to the court of common pleas of the county, setting forth the facts, whereupon the court shall appoint three suitable and disinterested persons, whose duty it shall be, after being first duly sworn or affirmed, to view the lands and premises and injuries complained of, and make report of the damages done or value of the land taken to the next term of said court, upon which report judgment shall be entered and execution issued as in other cases of debt, nevertheless should either party feel aggrieved, they shall have the privilege of filing exceptions to the report of said viewers within four days after the return thereof, and also the right to a writ of error; and the said viewers shall be entitled to one dollar

Damages, relative to.

per day, and the officers of the court the same fees as now allowed by law in similar proceedings to assess damages by laying out roads, et cetera, to be paid in all cases by party against whom report shall be made.

Burgess and council may issue and negotiate bonds.

SECTION 4. That for the purpose of defraying the cost of erecting and constructing said water works, the said burgess and town council, and their successors, are hereby authorized and empowered to issue coupon bonds in the name of the borough of Gaysport, signed by the burgess and treasurer thereof, and having thereto affixed the corporate seal, to the amount of fifteen thousand dollars, with the privilege, as necessity may require, of increasing the same, from time to time, to an amount not exceeding thirty thousand dollars, and to negotiate the same; said bonds shall be of such denominations, and have such times for their maturity, as the said corporate authorities may deem advisable, and shall bear interest at a rate not exceeding nine per cent. per annum, payable semi-annually, at such place or places as may be determined; and said burgess and council shall have power and authority to impose and assess such tax or taxes, from time to time, as may be necessary to pay the interest upon such loan and to redeem the principal, at such time and in such manner as may be conformable to the terms upon which the same is taken; and said taxes shall be collected as other taxes are now by law collected.

May levy tax to redeem same.

May enact ordinances relative to conveyance of water, fix hydrants, &c.

SECTION 5. That the said burgess and town council shall have full power and authority to ordain and enact all laws and ordinances to enable them to convey said water through the borough in all directions, and to such points in the vicinity thereof as may be desired, and to fix hydrants and fire plugs wheresoever they may deem proper; and they shall further have power to furnish a supply of water to the inhabitants and all corporations within said borough limits or vicinity, upon such terms, rates and prices as shall be deemed proper by said borough authorities, and to enact all ordinances and regulations necessary for carrying into full and perfect effect all the objects contemplated in this act: *Provided*, That the farm of William Smith, formerly owned by William W. Jackson, shall be exempt from taxation for water purposes.

Smith farm to be exempt from taxation.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1092.

An Act

To prevent the digging for sand and making excavations on certain town lots and land in the borough of Weissport, county of Carbon, at or near low water mark on the river Lehigh.

WHEREAS, The owners of town lots and land leading to and fronting on the river Lehigh, within the limits of the borough of Weissport, in the county of Carbon, have heretofore, by themselves and others, been engaged in digging and carrying away sand, thus making excavations at or near low water mark, and thereby causing an influx of water to the great damage and endangerment of the streets, alleys, lanes and public roads in said borough, without filling up with earth, stones or other suitable material such excavations to prevent said overflow; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That if the owner or owners of said lots, or other persons, shall hereafter make excavations on said lots leading to or fronting on said river Lehigh, at or near low water mark, without filling up said excavation with earth, stones and other suitable material, so as to prevent an influx of the waters of said river into such excavations, whereby or by means whereof any injury or damage may be done to any of the said streets, alleys, lanes or highways, or to the private property of others, in said borough of Weissport, the party so offending and every such offence shall be guilty of a misdemeanor and may be prosecuted therefor, and on conviction before the court of quarter sessions of the peace for the county of Carbon shall be sentenced to pay a fine not exceeding three hundred dollars with costs, one-half of which fine shall be paid to the council of said borough for the repairs of said streets, alleys, lanes and highways, and the other half to the prosecutor, and in addition thereto the party so offending shall be liable for all damages occasioned thereby in civil action as if this law had not been passed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1093.

An Act

Authorizing the state superintendent of orphan schools to pay to Mary A. Ketler, widow of John Ketler, a private in company D, Eighty-first regiment, Pennsylvania volunteers, for each of her two children, the amount appropriated by law for each child under the charge of the orphan schools.

WHEREAS, John W. Ketler, Lydia J. Ketler and Adam Ketler, three minor children of John Ketler, a private in company D, Eighty-first regiment, Pennsylvania volunteers, (who was killed in battle at Chancellorsville, Virginia, May third, one thousand eight hundred and sixty-three,) having contracted a disease of the eyes at the Jacksonville school, in Centre county, by which John W. Ketler became permanently blind, and the two remaining children, aged thirteen and eleven years, are in danger of also losing their sight:

And whereas, It would be unsafe to send the two younger children to the orphan schools on account of the danger of infection of the other scholars; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state superintendent for soldiers' orphan schools is hereby authorized to pay to the said Mary A. Ketler, for the support of her two younger children, until they arrive at the age of sixteen years, an annual sum out of the appropriation for soldiers' orphan schools, equal to the amount allowed for the maintenance of each child, not exceeding one hundred and fifteen dollars per annum.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1094.

A Further Supplement

To an act to incorporate the Humboldt Safe Deposit and Trust Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That each stockholder of the Humboldt Safe Deposit and Trust Company shall be individually liable to the depositors and creditors of said company to the amount of the stock of the said company subscribed for or held by him.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1095.

A Further Supplement

To an act to incorporate the New Castle Hall and Market Company, approved the twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said company shall have power and is hereby authorized to borrow any sum or sums of money, not exceeding three thousand dollars, in addition to the sums they are now authorized by law to borrow, and to issue therefor their bonds and secure the payment of the same as provided in the fourth section of said act; said bonds to be subject to the same exemption as the bonds authorized to be issued by the supplement to said act, approved the thirteenth day of April, one thousand eight hundred and sixty-eight; and that the exemptions in said supplement are hereby extended to all the property of said company, and that said company and its lessees shall have all the privileges, rights and powers granted to the Pittsburg Opera House Company and its lessees by an act, entitled "An Act to incorporate the Pittsburg Opera House Company of Pittsburg," approved the fifth day of April, Anno Domini one thousand eight hundred and seventy.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1096.

An Act

Authorizing the grading, constructing and making of Wildwood avenue in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Phillips, J. J. Lawrence, James Ralston, Isaac Morley, James Boyd, Robert Arthurs, Jacob F. Slagle, William Coleman, John Porter, John Fitzsimmons, William Burke, Jr., James D. Verner, J. J. Torley, Ralph Bagaley and A. T. Rowand, be and they are hereby appointed commissioners with full power to lay out, grade, macadamize or otherwise make and finish an avenue or highway, to be called Wildwood avenue, at not more of an elevation at any one place than four (4) degrees, and not exceeding fifty (50) feet in width, beginning at the eastern line of the city of Pittsburgh, at or near the termination of Lincoln avenue, and extending thence along or near the Puckity road, or in that direction, to Sandy creek, and by the Birchfield property and Quincy school house; thence to the borough of Verona, on the Allegheny Valley railroad. And in so laying out and making said avenue, the said commissioners are hereby clothed with all the powers vested in the board of directors of turnpike and plank road companies, by the act of January twenty-sixth, Anno Domini one thousand eight hundred and forty-nine, entitled "An Act regulating turnpike and plank road companies;" and all claims for damages, and the right of way arising out of the laying out and making of said avenue, shall be subject to the provisions of said acts; and all proceedings to gain the right of way, or for the recovery of damages by the owner or owners of lands taken or occupied, shall be instituted under the provisions of said acts, in the name of the commissioners of Wildwood avenue and the party or parties claiming damages; and all damages recovered shall be set off against payment of assessments herein provided for; the extent of such assessments and all excess of damages shall be paid out of the moneys hereinafter provided for by said commissioners: *Provided, That the cost of construction shall not exceed twelve thousand dollars (\$12,000) per mile.*

SECTION 2. That any five of said commissioners shall constitute a quorum, and at any time within one year after the passage of this act, shall meet at some place designated, and they shall then, and annually thereafter, pursuant to ten days' notice in a newspaper published in said county, elect one of their number, to be president, and shall appoint a secretary and treasurer of said commission to serve for one year, and as treasurer he shall give bond in the sum of fifty thousand dollars to said commission to be approved by them, with at least two sureties, conditioned that he will faithfully discharge

the duties of his office, and shall receive out of the funds of said commission a reasonable salary.

SECTION 3. That the cost and expenses of grading, macadamizing, walling, bridging, stoning, graveling and completing said avenue as aforesaid, together with the costs of survey, shall be levied and assessed upon the lands abutting on said avenue, and all other lands benefited thereby, to be justly and equitably assessed, according to the benefits conferred by the making and constructing of said avenue; the said commissioners shall have full power to employ an engineer to make and prepare an estimate of the entire cost of said avenue, having first made a permanent location and a plot of the same, and the necessary surveys, calculations and measurements required for such estimate; and as soon as said plot is completed, the same shall be filed in the office of the clerk of the court of quarter sessions in said county for the inspection of all parties interested.

Cost of grading, &c., to be assessed on lands benefited.

May employ engineer to make estimate.

Plot, &c.

SECTION 4. That when said commissioners shall have made and filed in the office of the clerk of said court as before required, a plot of said avenue, in order to procure the immediate means of surveying, making and constructing, and defraying the expenses of the same, they shall, from time to time, issue bonds, to be denominated Wildwood avenue bonds, in such amounts as may be convenient, and for a sum of money sufficient to cover the entire cost of surveying, making and constructing said avenue as aforesaid, not exceeding an average of twelve thousand dollars (\$12,000) per mile, and payable in three, four, five, six, seven and eight years, the dates to be named in said bonds, which shall bear interest at the rate of eight per centum per annum, from the respective dates thereof, and be free from all taxes, except for state purposes; the said bonds, when issued and sold, shall be registered in the books of said commission, signed by the president and countersigned by the secretary thereof, and they shall be a lien upon all property made subject to the assessments for constructing said avenue under this act, to the extent of the assessments levied upon each lot or tract of land; but such lot or tract of land so bound shall be fully released from said lien on payment of the amount of money assessed thereon, with eight per centum interest, as aforesaid, from the date when such assessment became payable, and satisfaction shall thereupon be entered and a release given, discharging said lot or tract of land forever from further liability in the premises, which act may be done by the treasurer of said commission in person or by attorney.

May issue bonds

Exempt from local taxation.

To be registered, and be lien on property.

Release of land from lien

SECTION 5. That said bonds shall be made payable to the order of the treasurer of said commission, and shall be, when endorsed by him, payable to the bearer thereof; and the proceeds of said bonds shall be charged to the said avenue commission, and deposited in the name of said commissioners, with such bank or banker in the city of Pittsburg as shall pay the highest rate of interest therefor on the daily balances, and give security for the same, to the satisfaction of said commission; and when any of said bonds shall be paid, the same shall

To whom bonds to be payable.

Proceeds to be deposited with bank offering highest rate of interest.

be then severally cancelled, and there shall be a full and accurate account kept of all such bonds.

May employ a superintendent, &c.

SECTION 6. That in prosecuting the work herein contemplated, the said commissioners shall employ a competent engineer and assistants, at a fair salary, and shall employ a general superintendent of said work, paying him a fair compensation out of funds to be collected as herein provided, and make all contracts necessary to prosecute the entire work to completion: *Provided*, That no one of said commissioners, engineers or officers shall in any way be interested in any contract on or connected with the work of said avenue; and if the said commissioners, engineers or officers, or any of them, shall violate this provision, he or they shall forfeit to the use of said avenue commission, all moneys which may have accrued under such contract, and shall further be guilty of a misdemeanor, and upon conviction shall be punished by fine and imprisonment in the work-house; said fine not to exceed one thousand dollars, to be appropriated to the use of said avenue commission, and said imprisonment not to exceed one year.

Contracts.

Commissioners, &c., not to be interested therein

Penalty.

Letting of contracts.

How payments to be made.

SECTION 7. That all contracts for the work of constructing said avenue shall be let to the lowest and best bidder, after at least ten (10) days' notice in two of the daily papers published in the city of Pittsburg; and all payments shall be made upon accounts certified by the engineer and approved by said commissioners, by checks on said bank or bankers signed by the president and countersigned by the treasurer of said commission.

To petition court on completion of avenue.

Court to appoint assessors.

Duties of assessors.

Report.

SECTION 8. That when said commissioners shall have completed said avenue they shall apply, by petition, to the court of common pleas of said county, setting forth the fact of the completion of said avenue, and the total cost of the same, including all necessary expenditures; and upon the filing of said petition it shall be the duty of said court to appoint three competent and disinterested men, residents of the city of Pittsburg, as a board of assessors, who shall, after ten (10) days' notice in any daily newspaper published in the city of Pittsburg, proceed to view and examine all the lots of ground or tracts of land abutting on, and all other tracts of land supposed to be benefited by the construction of said avenue, and shall make a fair, equitable and just assessment of the cost of the same upon each lot or tract of ground, in proportion to the benefit by them deemed to accrue thereto by reason of its construction, so as to equalize the burthen and cost of constructing said avenue upon all the lands benefited thereby; and the assessments so fixed upon each particular lot or tract of land, when made, shall be certified and returned by said assessors, or any two of them, together with a plot showing the location and quantity of all the lands so assessed, and names of the owners or reputed owners, or if owner unknown, with such statement; and if no exceptions are filed to the same within thirty (30) days after filing the said report and plot, the same shall be final and conclusive without exception or appeal: *Provided*, That twenty (20) days' notice of the time of filing said report shall have been given in one or more daily

newspapers published in the city of Pittsburg, prior to the time of such filing; in case exceptions to the same are filed, the court shall have full power to hear such exceptions and decide thereon, to confirm or modify said report, or to order a re-assessment, as they may deem proper, upon any and every tract of land that may be subdivided and sold subsequent to the assessments made by such assessors and confirmed by said court; the commissioners aforesaid shall have the power and are hereby required to apportion said assessments so as to fix the amount to be paid by each subdivision.

Exceptions.

Apportionment of assessments.

SECTION 9. That said assessments shall be payable as follows, namely: One-sixth of the same upon the first day of the first calendar month after the confirmation of said report, and one sixth upon the first day of the same month in each succeeding year until the whole amount shall have been paid, with interest upon the entire amount of the assessments remaining unpaid, at the rate of eight per centum per annum; and if any one of said instalments shall remain unpaid for a period of thirty (30) days after having become payable, notice of such payment being due having previously been published for a period of ten (10) days in at least two daily papers published in the city of Pittsburg, prior to the date upon which such payment became due, the whole of said assessment shall become due and payable, and shall be collected as the assessments for grading and paving streets in the city of Pittsburg are now collected, by *scire facias* upon said report in the name of the commonwealth of Pennsylvania, for the use of said commissioners, or by the same writs and legal process now employed for the collection of such liens, according to the practice of said court or of the district court of said county, and the acts of assembly relating to the collection of claims for grading and paving in said city, together with eight per cent. interest, costs of suit and five per cent. attorney's commission for collection; and all moneys so paid or collected shall be charged to said commission and forthwith deposited as indicated in section five of this act, and shall, as soon as possible thereafter, be applied to the purchase or redemption of the bonds issued by authority of this act; and said assessments shall be a lien upon the lands against which they have been assessed before all other liens, except taxes.

How assessments to be payable.

Failure to pay instalments.

Deposits, &c., of moneys paid or collected.

Assessments prior liens.

SECTION 10. That when said avenue shall be finished and completed it shall be lawful, and said commissioners are hereby directed and required to transfer the same to the supervisors of roads or such other persons or officials as may be legally charged with the care of the roads in the several townships, boroughs or districts through which or into which said avenue shall pass; and as soon as said transfer in writing shall be filed, with the place of said road, in the office of the clerk of the court, the said supervisors or such other persons having charge of the public roads as aforesaid shall take charge and control of said avenue so far as the same shall extend in and through their several townships, boroughs or districts; and it shall be the duty of the said supervisors or other persons having charge of the public roads as aforesaid to take charge of said avenue as a public road, and to keep the same

Avenue to be transferred to supervisors on completion of same.

Duties of supervisors.

in as good repair and condition as when the same was transferred to them; and the said supervisors or township and borough authorities are authorized by law to assess and collect road taxes; shall have power and are hereby required to assess and collect annually, at the usual time of assessing and collecting taxes, a road tax of sufficient amount to keep said avenue in such good repair; and should said supervisors or other persons authorized as aforesaid fail or neglect to assess and collect such sufficient tax as aforesaid, or shall fail or neglect to keep said avenue in such good repair and condition, as far as the same shall extend through their several townships, boroughs or districts, they and each of them shall be guilty of a misdemeanor, and upon conviction shall be fined not less than fifty nor more than one hundred dollars for each offence, to be added to the fund for keeping said avenue in repair.

Penalty for neglect.

Commissioners to file final account.

To be discharged on confirmation thereof.

Penalty for misappropriating funds, &c.

Vacancies.

Commencement and completion.

SECTION 11. That when said assessments are collected and said bonds and all obligations of said commission fully paid, and all business in any way connected with said avenue fully completed and settled, said commissioners shall file in the court of common pleas of said county a full and final account, which, after thirty days' public notice, shall be confirmed by the court, if no exceptions are filed by any contributor; and upon the confirmation of said account the function of said commissioners shall cease, and they shall be fully discharged from said trust, and the moneys, if any, remaining in their hands, shall be paid to said supervisors, to be appropriated to keeping said avenue in repair.

SECTION 12. That any commissioner, agent or officer of said commission who shall unlawfully appropriate any of the funds thereof, or shall defraud said commission in the sale of bonds by receiving a commission therefor, or shall bargain for or accept directly or indirectly any profit or gain other than is in this act authorized shall be guilty of a misdemeanor, and on conviction thereof in any court of competent jurisdiction shall be fined not less than five hundred nor more than five thousand dollars.

SECTION 13. That in case of the death, removal from the county of Allegheny, neglect or refusal for thirty days to act as commissioner of one or more of the commissioners named in this act, or who may hereafter be appointed, the acting commissioners, or a majority of them, shall without delay fill such vacancy or vacancies, and the person or persons who shall be so appointed shall be clothed with all the powers of an original commissioner.

SECTION 14. Said improvement shall be commenced within two years and finished within five years after the passage of this act.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.
JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1097.

An Act

To authorize the opening and paving of certain portions of Fifteenth, Sixteenth and Norris streets.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Fifteenth, Sixteenth and Norris streets are hereby laid out through Monument cemetery of the same width as laid out on existing public plans up to the boundary lines of said cemetery; and it shall be the duty of the chief commissioner of highways, within sixty days, to cause said streets to be opened and paved; the third section of an act relating to Monument cemetery, in Philadelphia county, passed March fifteenth, one thousand eight hundred and forty-seven, is hereby repealed as to the opening of the streets herein directed; on assessing damages for said opening, the cost of a suitable enclosure of said cemetery ground on said street shall be allowed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The sixth day of May, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1098.

A Supplement

To an act, entitled "An Act relating to the sale of seated lands for non-payment of taxes in the county of Tioga," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

WHEREAS, By the provisions of an act, entitled "An Act relating to the sale of seated lands for non-payment of taxes in the county of Tioga," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, a change was made in the time and manner of selling seated lands for non-payment of taxes:

And whereas, By the terms of said act, no provision was made for the sale of seated lands previously returned for the

non-payment of taxes under the laws, as it existed prior to the passage of said act; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all seated lands in the county of Tioga, that were returned to the county commissioners for the non-payment of taxes on or before the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, shall be sold in the mode and in pursuance of the law as it existed before that date, in reference to the sale of seated lands for the non-payment of taxes; and the said act of April fifteenth, one thousand eight hundred and sixty-nine, be and the same is hereby repealed, so far as it relates to the sale of lands in the said county of Tioga, returned before the passage of said act.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of May, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1099.

A Supplement

To an act relative to parks in the city of Harrisburg, approved the fourth day of April, one thousand eight hundred and sixty-seven.

Repeal of portion of former act.

Erection of wall authorized.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the aforesaid act as requires that the passages for the cross streets and roads leading to the river, between Market and Mulberry streets, shall be kept open, be and the same is hereby repealed, and that the citizens and owners of property on Front street, between the aforesaid Market and Mulberry streets, are authorized, at their own expense, and by any other voluntary contributions they may receive, to build a wall from the abutment wall of the Harrisburg bridge to the abutment wall of the Cumberland Valley railroad bridge of such thickness and height, the highest part not above the level of Front street at any point along the line thereof, and parallel with the front line of the houses on Front street, and the distance from said line to this said wall, inclusive, not to exceed one hundred and ninety-five feet;

they shall have authority, at their own expense, as aforesaid, to fill up, with earth or other suitable material, the space between the present river bank and the proposed wall, to erect a substantial wooden fence or iron railing on the top of said wall, and around the whole of the enclosure, to ornament the grounds of said enclosure by planting trees, erecting fountains and laying out the same in avenues, but not to erect any building or other obstruction of the kind on the same: *Provided*, That no expense shall fall upon the city of Harrisburg, and the whole improvement shall be for the use of the public, free of charge, at all times hereafter; and the said enclosure shall be known by the name of Lincoln park.

Space between river bank and wall may be filled up, fence erected, &c.

Name of enclosure.

SECTION 2. The said Lincoln park, and the improvements necessary to create and maintain the same, shall be under the jurisdiction of a board of commissioners, consisting of Doctor William W. Rutherford, Calvin C. Bowman, Chas. L. Bailey, Benjamin S. Forster, Rudolph F. Kelker, Samuel W. Sharp, Geo. Z. Kunkle, Dr. S. T. Charlton, Hon. John J. Pearson, John MacPherson, J. B. Boyd, Joseph Strouse, Chas. Rounfort, Richard H. Hummel, Dr. E. Franciscus, W. O. Hickok, David Harris, Rev. V. Hummel Berghaus, Samuel T. Jones, Henry Uhler, John F. Hummel and Valentine Egle, a majority of whom shall have power to make all reasonable rules and regulations for the improvement, superintendence, protection and management of the same; nine of said commissioners shall constitute a quorum to do business, and in case of a vacancy in the board it shall be competent for the common council of the city of Harrisburg to fill such vacancy by the appointment of some citizen of said city owning property on Front street between Market and Mulberry streets aforesaid.

To be under jurisdiction of board of commissioners.

Their powers

Quorum.

Vacancies

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of May, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1100.

An Act

To erect an independent school district from a part of Mahoning township, in the county of Carbon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Territory.	That all that part of Mahoning township, in the county of Carbon, lying within and between the following described boundaries, viz: Beginning at a point on the bank of the Lehigh river, on the division line between Mauch Chunk borough and said Mahoning township; thence south seventy-two degrees and fifty minutes west sixty-two hundred and forty-five feet to a corner; thence south fifteen degrees and ten minutes east twenty-one hundred and fifty-five feet to a corner; thence south thirty-two degrees and forty minutes east thirteen hundred and eighty-eight feet to a corner; thence north seventy-one degrees east fourteen hundred and sixty-three and five-tenths feet to a corner; thence north sixty-nine degrees east five hundred and fifty-two and seven-tenths feet to a corner; thence south seventeen degrees and ten minutes east twenty-one hundred and thirty-six feet to a corner on the Lehighton borough line; thence north seventy-four degrees and fifty minutes east twenty-two hundred and forty feet to a corner; thence south twenty degrees and forty minutes east one hundred and forty-eight and five-tenths feet to a corner; thence north sixty-nine degrees and fifty minutes east six hundred and twenty-seven feet to a corner; thence south fourteen degrees and forty minutes east seven hundred and fifty and seven-tenths feet to a corner; thence south eighty-seven degrees and forty minutes east three hundred and ninety-six feet to a corner; thence south eight degrees and forty minutes east three hundred and thirty-eight and two-tenths feet to a corner; thence north eighty-six degrees and twenty minutes east two hundred and sixty-four feet to a point on the bank of the Lehigh river; thence up the Lehigh river along the several courses and distances thereof to the place of beginning, shall be and the same is hereby established, erected and incorporated into a separate and independent district from the remainder of the said township for school purposes, and shall be known by the name of the Packerton independent school district.
Erected into district.	
Name.	
First election for directors and auditors.	SECTION 2. That the qualified voters residing and embraced within the boundaries of said district, shall, on the second Tuesday of May, Anno Domini one thousand eight hundred and seventy-two, at the public school house in Packerton, in said district, between the hours of one and seven o'clock post meridian, elect six school directors, two to serve one year, two to serve two years, and two to serve three years, and two auditors to serve one year; and annually thereafter, on the second Tuesday in May, in like manner, an election shall be held to elect two school directors for said district to serve for three years, and two auditors to serve for one year for said district; and Henry Ott is hereby authorized to act as judge, and Conrad W. Hammann and W. Lee Stiles, as inspectors to hold and conduct the first election, which shall be held as other elections for township officers are conducted and held; and at said election the said qualified voters shall also elect one judge and two inspectors for the next ensuing election, and at the said election each year thereafter, a judge and two inspectors shall be elected: <i>Provided</i> , The election officers shall be paid out of the independent school district treasury.
Annual election	
Election officers	
Compensation.	

SECTION 3. The judge and inspector above appointed, and to be afterwards elected, shall give at least ten days' public notice of the time and place of said election, by written or printed handbills, put up in three of the most public places in said district.

Notice of elections to be given

SECTION 4. The said school directors are hereby authorized and empowered in each and every year, at the time of making assessments for state and county purposes, in a separate book for that purpose, to assess all property, professions, trades, occupations and persons within said district, subject to the school laws of this commonwealth, to appoint a treasurer and tax collector for said district, and cause said taxes to be collected and applied to school purposes in said district; said treasurer and collector shall give bail if required.

Directors may levy taxes.

Treasurer and collector.

SECTION 5. The said school directors and the said auditors shall have, use, perform and enjoy over the schools of said district, and over the accounts of said treasurer and tax collector, and for the collection of taxes therein for school purposes, all the authority, power, control and jurisdiction that now by law belongs to or may hereafter be conferred upon school directors and auditors by the laws of this commonwealth; and all property, professions, trades, occupations and persons within said district shall be free from any imposition of school taxes by the school directors and auditors of the township of Mahoning: *Provided however*, That the court of common pleas of Carbon county, setting in equity, shall have power, upon the application of the proper authorities of the said township or of the said district, by a suit or suits in equity, to adjust all matters of indebtedness between the remaining portion of said township and the said district; and the said court in any such suit or suits may make such orders and decree as may be necessary, with the same force and effect as is now by law provided in the case of the erection of a new township out of an old township; and in the execution of any such order and decree, the said school directors, and the auditors of the said district, shall have the same power and authority to levy and collect taxes as the proper officers of a new township erected out of an old township now by law have.

Powers of directors and auditors.

Court to adjust indebtedness.

SECTION 6. The said district shall hereafter make annual school reports to the state superintendent of common schools, in the same manner as other school districts are required by law to make reports, and be entitled annually to receive its proper quota of the state appropriation to common schools; and said district shall be under the jurisdiction of Carbon county, so far as it relates to the county superintendent.

District to report annually to state superintendent, &c.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of May, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1101.

An Act

Relative to committing magistrates in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall be the duty of the mayor and aldermen of the city of Reading, and of the justices of the peace in the county of Berks, upon complaint being made, on oath or affirmation of any person or persons, to enter such complaint on their criminal dockets, with the name, residence and occupation, if any, of all defendant's bail and witnesses in every case, and to return to the district attorney of said county a true transcript from said docket, or the recognizances of bail for his or their appearance at the next term of court, within ten days after the binding over or committal of any defendant or defendants charged with felony or any other criminal offence; and any wilful violation of the requirements of this section is hereby declared a misdemeanor in office, and on conviction thereof, the party so offending shall be fined in a sum not exceeding five hundred dollars: *Provided,* That this act shall not apply to prosecutions for false pretence, malicious mischief, breach of the peace and assault and battery.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of May, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1102.

An Act

To incorporate the Smith's Ferry Oil Transportation Company of Beaver county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Hugh Forrester, Jonathan Gallagher, Samuel Forrester, W. K. Gallagher and A. Y. Gallagher, and their associates and successors, be and they are hereby incorporated into a company by the name, style and title of the Smith's Ferry Oil Transportation Company, with all the privileges, franchises and immunities incident to a corporation, and with the right to sue and be sued, to purchase, acquire and hold, use and enjoy real and personal property necessary and convenient for the purposes of the corporation, and to sell, convey, lease or mortgage the same, and also to make and use a common seal, and generally to do all matters and things for the well-being of the corporation and the success of its business and objects: *Provided*, That nothing herein contained shall be construed as granting any banking privileges.

Corporators.
Title.
Powers and privileges.

SECTION 2. That the capital stock of said corporation shall be twenty thousand dollars, divided into shares of one hundred dollars each, with the privilege of increasing the said capital stock to the sum of thirty thousand dollars by a vote of the stockholders at a meeting called for that purpose.

Capital stock.

SECTION 3. That said corporation shall have the right to carry, convey and transport oil, by means of a line or lines of iron pipes, or iron or other tubing or other pipes, which it is hereby empowered to lay down and construct, from the Ohio river, and from the Cleveland and Pittsburg railroad, to the Island Run and Dry Run oil regions, in the county of Beaver, and also by means of branch lines of iron or other pipe or tubing, connecting with said main lines and extending to places in the oil regions in said county, by such route or routes as shall, in the opinion of the directors of said company, be most suitable and convenient; and said corporation shall also have the right to erect and maintain suitable tanks and reservoirs, and machinery and buildings as shall be deemed necessary for the transporting and storing of oil, and for the purchase, sale and disposal thereof.

Further powers.

SECTION 4. The said corporation shall have the right to survey and locate the routes for said lines of pipe, and take, hold and occupy lands for all the purposes aforesaid, and for tanks, reservoirs and buildings; but in case the said corporation cannot agree with the owners of the lands so taken and occupied as to the amount of damages for the right of way, and occupation and easements aforesaid, the said corporation may present its petition to the court of common pleas of Beaver county, with a draft or plot of the routes located and lands occupied for the purpose aforesaid, praying the appointment of viewers to assess said damages, and thereupon the court shall appoint five disinterested freeholders, who, after five days' notice to the owners of such lands, shall proceed to view the premises and report what damages shall or may result from the taking and use of such lands and to whom payable; and said report, when filed and confirmed by said court, shall be final and conclusive upon all parties interested: *Provided*, That the said corporation may, in case of proceedings in court as aforesaid, present its bond with sureties, in such sum as shall be approved by said court, conditioned for the payment, to the said land owners, of such damages as may be agreed

May survey and locate routes, and take lands

Damages.

upon or assessed according to law; and upon said bond being approved by said court, or by a judge thereof in vacation, and filed of record of said court, the said corporation shall have the right to proceed forthwith to construct and use their said lines of pipe and works aforesaid, and whenever it shall become necessary to construct any branch line or lines of pipe the same proceedings may be had.

Organization.

Commence-
ment of busi-
ness.

Tolls and com-
missions.

Votes.

SECTION 5. The said corporators shall meet upon ten days' notice and organize by the election of a president, three directors and a secretary, and the adoption of by-laws, rules and regulations for the government of the corporation and the management of its affairs: *Provided*, That said corporation shall not commence business until at least ten thousand dollars of said capital stock is subscribed and twenty per centum thereof paid in cash.

SECTION 6. Said corporation shall have power to levy and collect such reasonable rate of toll for the transportation and storage of oil, and such commission upon sales of oil, as the said directors shall fix and determine from time to time.

SECTION 7. Each stockholder shall be entitled to one vote for each share of stock held by him.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of May, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1103.

An Act

For the relief of Abraham Rothrock.

WHEREAS, It appears from the records of the offices of the surveyor general and state treasurer that Abraham Rothrock, on the fourth day of August, one thousand eight hundred and seventy, paid into the treasury of the commonwealth the sum of fifteen dollars and eighty cents in liquidation of the lien entered against a tract of land surveyed in pursuance of a warrant granted to Francis Hamilton, dated the ninth of March, one thousand seven hundred and eighty-seven, and the further sum of sixteen dollars in liquidation of the lien entered against a tract of land surveyed in pursuance of a warrant granted to Jonathan Hamilton, dated the tenth day of December, one thousand seven hundred and ninety-three; the said tracts of land being now situate in Wayne township, in the county of Mifflin:

And whereas, The said Abraham Rothrock subsequently discovered that the lands owned by him, and which he believed to be a part of the aforesaid tracts, had been patented and the commonwealth fully paid, both for land and patent fee, and the real owners of these said tracts of lands being now indifferent as to reimbursing the said Abraham Rothrock for the money expended by him in their behalf; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby authorized and required to refund and pay over to the aforesaid Abraham Rothrock the sum of thirty-one dollars and eighty cents out of any money in the treasury not otherwise appropriated, being the aggregate amount paid by him, as recited in the foregoing preamble; and further, that the surveyor general be and he is hereby authorized and directed to open the accounts pertaining to the tracts of lands herein referred to, and to notify the prothonotary of Mifflin county thereof: *Provided*, That no enrolment tax shall be charged hereon.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighteenth day of May, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1104

An Act

To provide for the change of object of the corporate existence, and authorizing and providing a mode for the dissolution and surrender of charters of fire companies of the city of Philadelphia.

WHEREAS, In and by the establishment of a paid fire department in the city of Philadelphia the voluntary department heretofore existing therein has been superseded, and as such their services as firemen dispensed with: Preamble.

And whereas, Many of the companies, composing the late fire department in said city, have been incorporated either by the legislature or by the courts under authority given by law:

And whereas, Some of said companies are desirous of continuing and maintaining their existence as corporations, but for a different purpose than the object specified in their charter or act of incorporation, whilst others are desirous of dis-

banding or dissolving and surrendering the powers vested in them by their charters or acts of incorporation, and dividing amongst such of their members as may be entitled thereto, whatever property or effects they may be seized, possessed of, or enjoy, or the proceeds thereof:

And whereas, Doubts have arisen whether under any law, usage or practice now in force, or prevailing in this commonwealth, it is competent for any of the incorporated companies, included in the late volunteer fire department, to disband or dissolve and to divide amongst their members the property, effects, or the proceeds thereof belonging to such corporation, or to change the object for which they have been incorporated; for the purpose therefore of providing a mode whereby any of the said companies may change the object for which they were or have been organized and incorporated, or to disband, dissolve and surrender the powers and authorities vested in them by virtue of their charters or acts of incorporation, by whomsoever granted or allowed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Companies may declare purpose and object for which they desire to continue.

To present petition to court.

Petition to be filed.

Court to approve object or purpose.
Copy of decrees to be recorded.

May issue and distribute shares of stock.

That any incorporated fire company, (including therein engine, hose or hook and ladder companies, by whatever name called,) of the city of Philadelphia, that may be desirous of continuing or maintaining their corporate existence for literary, charitable, benevolent or loan and trust purpose whatever, or as a hall association, or society for the mutual benefit of its members may, by a vote of the majority of its members present, (who by the laws of the particular company are or may be entitled to vote,) at a stated meeting, after at least one month's notice has been given, declare the purpose and object for which they desire to continue as aforesaid. Such company shall within three months thereafter present their petition to the court of common pleas of said city and county, praying that the purpose or object for which they may desire to continue their corporate existence as aforesaid may be approved by said court; whereupon said petition shall be filed, and if the object or purpose therein expressed and stated shall appear to the judges of the said court to be lawful and not injurious to the community, and if no sufficient objection thereto be shown by any person or persons interested therein, the said court shall on the first day of the next succeeding term, not less than four weeks after the filing of the said petition, enter their decree, approving of the object or purpose for which such corporation shall thereafter continue; a certified copy of which decree shall be recorded in the office of the recorder of deeds of said county, and thereupon such object or purpose shall supersede the object or purpose named or expressed in the charter or act of incorporation of said company, and shall be as valid and binding as if the same had been the original object or purpose for which such company had been incorporated. And such company may also issue shares of stock not exceeding in amount the value of their property and effects, and distribute the same to and amongst the members thereof entitled thereto;

said shares to be assignable and transferable in the usual manner; the holder or holders of any share or shares to be entitled to one vote for each and every share held by him, her or them; such company may also, by and with the assent and approval of the said court, change the name of such corporation and provide for its management by such officers and board of directors or managers, not exceeding seven in number, exclusive of president and treasurer, as to them may seem just and expedient.

Votes.

May change name and provide for management.

SECTION 2. That if any of the companies named in the first section of this act shall be desirous of disbanding, dissolving and surrendering their corporate existence it shall and may be lawful for them so to do, and the property and effects or the proceeds thereof may be distributed and divided to and among the members entitled thereto, under the following conditions, to wit:

Companies may dissolve and surrender charters.

Property may be distributed among members.

First. Such company shall give at least six months' notice of their intention to dissolve and surrender their corporate existence, by advertisement in at least one daily newspaper published in the city of Philadelphia, to be designated by the court of common pleas, upon application by the proper company; said advertisement to be published at least once a week for four weeks or continuously for one week.

Notice of Intention to be published.

Second. Such company shall through its secretary or by a committee appointed for that purpose make a roll of all such members who are entitled to participate in the distribution of its property or the proceeds thereof who may apply to him or them personally or otherwise; said roll shall be kept open during the whole of the aforesaid six months; and it shall be the duty of such secretary or committee to enter upon such roll the name or names of any and all members who may apply as aforesaid, who are known to him or them, or if unknown, who shall produce satisfactory evidence that he or they is or are entitled to have his or their name or names placed on said roll; and said roll shall at the expiration of said six months be verified by the oath or affirmation of said secretary or committee.

Roll of members entitled to participate in distribution, to be prepared.

To be verified.

Third. Such company shall, immediately after the expiration of said six months, appoint a committee of not less than three members, which committee, in conjunction with the president and treasurer of said company, shall make out and sign a schedule of the description, amount and value of all the property and effects of such company, the names of all persons who are included within the provisions of clause second of this section, and the description, amount and value of the property, effects or moneys allotted to each of such persons respectively, and which shall be as nearly equal as may be, and which schedule shall be verified by the oath or affirmation of a majority of such committee, one of whom shall be the president or treasurer; and said schedule shall be submitted at a stated meeting of said company, and if approved by a vote of the majority of such members present as are included in the second clause hereof, shall be final and conclusive.

Committee to be appointed.

Schedule of amount of property, &c., to be made, signed and verified.

To be approved by majority of members.

Certified copy of proceedings to be made, acknowledged and recorded.

Fourth. As soon as all the steps and proceedings provided for in this section shall have been completed, a certified copy

Thereafter corporation to be dissolved.

thereof shall be made out, attested by the signatures of the officers of such company, and by the seal of the corporation, and shall be duly acknowledged as in the case of a deed made by a corporation, and recorded in the office for recording deeds, et cetera, for said city and county; and thereafter such corporation shall be dissolved and cease to exist, and all the powers and authorities thereto belonging shall become and be null and void and of non effect, except such as are necessary to carry this act into full effect; the distribution of the property

When distribution to be made.

Redress of grievances.

What members entitled to shares of stock, or shares in distribution of property.

How less than a majority of members may perpetuate existence of companies.

Receipt of dividends by members to be construed as resignation.

and effects of such company shall be made as soon after the approval of the schedule mentioned in clause third as may be convenient: *Provided*, That nothing herein contained shall be so construed as to prevent any person who may deem himself aggrieved by the action of any company in his case, applying to the proper court for redress, by bill in equity, or upon or for a mandamus, upon his giving such security as the court may determine to pay all damages that may be incurred and all costs that may accrue, if the decree of the court upon final hearing shall be against him; and a part of such costs shall be a reasonable council fee to be allowed by the court in the particular case and fixed by the decree.

SECTION 3. That in the event of any of the companies included within the provisions of this act, changing by virtue of the provisions hereof into stock companies, the shares into which the capital stock of such corporation may be divided, shall be issued to such of the members of said company as were required to perform active service as a condition of membership, or who may have been transferred from the active roll to the roll of honorary members as a reward or token of recognition for previous active service, and to those only who may have signed the constitution or by-laws of such company; and in case of a total dissolution of such company under the provisions of the second section of this act, those members only who are designated in this section shall be entitled to a distributive share of the proceeds of the property of such company.

SECTION 4. If in any case any number of the active and honorary members, either or both, of any company, not less than ten in number, may desire to perpetuate the corporate existence of any company, either for social purposes or for any of the purposes mentioned in the first section of this act, and a majority of such company may desire to dissolve as aforesaid, it shall and may be lawful for such members, by signing and presenting to such company an agreement, in writing, to perpetuate the existence of such corporation, to take upon themselves the liabilities and responsibilities imposed, and to enjoy the privileges granted in and by the charter of such company; and in such case the proceedings directed in and by the second section of this act shall be pursued, except as to the division of their property and the recording the proceedings, in lieu of which, after the amount of dividend shall have been ascertained and approved as aforesaid; the receipt of such dividend by any member shall be construed to be a resignation, and shall be so entered upon the books of such company, and the member so receiving a

dividend shall thenceforth cease to be a member of such corporation or company: *Provided*, That it shall and may be lawful for any company to purchase the right of any member, and upon the payment of the agreed price the membership of such person shall thereupon terminate. Companies may purchase rights of members.

SECTION 5. That the sales by any company, included in the first section of this act, hereafter made, shall be deemed and taken to have been made pursuant to the provisions of this act, and are hereby declared to be valid, and to vest the title to such property in the purchaser or purchasers of such property. Sales by companies, relative to.

SECTION 6. It shall and may be lawful for any of the companies mentioned in the first section of this act to accept the provisions of this act as a supplement to the charter or act of incorporation of such company, by the vote of a majority of the members entitled to vote who may be present at any stated meeting of such company; and if so accepted, the provisions hereof shall be deemed and taken to be a part of the charter or act of incorporation of such accepting company, except where a particular number have a right to continue: *Provided*, That nothing contained in this act shall be held to affect the right of any member as the same have been heretofore adjudicated by any court, and the same are hereby confirmed: *Provided*, That the provisions of sections three, five and six shall not apply to the Reliance Engine Company of the city of Philadelphia. Act may be accepted by companies. Prov'iso. Prov'iso.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-eighth day of May, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1105.

An Act

To relieve laborers, workingmen and journeymen from certain prosecutions and indictments for conspiracy under the criminal laws of this commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That from and after the passage of this act it shall be lawful for any laborer or laborers, workingman or workingmen, journeyman or journeymen, acting either as individuals or as the member of any club, society or association, to refuse Laborers and others not to be subject to prosecutions for refusing to work.

Proviso.

Proviso.

Repeal.

to work or labor for any person or persons whenever, in his, her or their opinion, the wages paid are insufficient, or the treatment of such laborer or laborers, workingman or workmen, journeyman or journeymen, by his, her or their employer is brutal or offensive, or the continued labor by such laborer or laborers, workingman or workmen, journeyman or journeymen, would be contrary to the rules, regulations or by-laws of any club, society or organization to which he, she or they might belong, without subjecting any person or persons, so refusing to work or labor, to prosecution or indictment for conspiracy under the criminal laws of this commonwealth: *Provided*, That this act shall not be held to apply to the member or members of any club, society or organization, the constitution, by-laws, rules and regulations of which, are not in strict conformity to the constitution of the state of Pennsylvania, and to the constitution of the United States: *Provided*, That nothing herein contained shall prevent the prosecution and punishment, under existing laws, of any person or persons who shall, in any way, hinder persons who desire to labor for their employees from so doing, or other persons from being employed as laborers.

SECTION 2. That all acts or parts of acts conflicting with the above section, be and the same are hereby repealed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of June, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1106.

An Act

Appointing David S. Atkinson, of Greensburg, Westmoreland county, a trustee to sell and convey certain real estate, and to invest the proceeds in other real estate.

WHEREAS, Adam Hout, late of South Huntingdon, Westmoreland county, and state of Pennsylvania, by deed dated twenty-six of December, one thousand eight hundred and sixty-two, did convey a certain piece or tract of land containing about sixteen acres, situate in the township and county aforesaid, to Catharine Hout, wife of J. B. Hout, and to Narcissus Hout, John C. Hout and Mary A. Hout, children of the said J. B. and Catharine Hout:

And whereas, Narcissus and John C. Hout have since died, leaving but one of said children surviving:

And whereas, It would be for the interest of the said Catharine Hout and Mary A. Hout, that the said tract of land should be sold, and the proceeds invested in other real estate in said county; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That David S. Atkinson, of Greensburg, be and he is hereby appointed a trustee, to sell either at public or private sale, as in his discretion he may deem best, and execute a deed for the same, that certain tract or piece of land, situated in South Huntingdon township, Westmoreland county, and state of Pennsylvania, described in the deed of conveyance of Adam Hout, deceased, executed on the twenty-sixth day of December, one thousand eight hundred and sixty-two, by which said piece of land was conveyed to Catharine Hout, wife of J. B. Hout, and to Narcissus Hout, J. C. Hout and Mary A. Hout, and to invest the proceeds thereof in other real estate in the said county, for the use the said Catharine Hout and Mary A. Hout, report whereof shall be made to the court of common pleas of Westmoreland county, which court shall take such action thereon as it shall deem just in the premises: *Provided*, That before entering upon his duties, the said trustee shall be required to file a bond with sufficient security to be approved by the orphans' court of Westmoreland county.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1107.

An Act

To authorize the auditor general to open and re-settle the accounts of Charles H. Fritz, late treasurer of Berks county.

WHEREAS, By the accounts settled by the auditor general against Charles H. Fritz, late treasurer of Berks county, it is claimed by said Fritz that there has been included taxes for which his predecessor and successor in said office are liable, and also taxes which were uncollectible by him; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the auditor general is hereby authorized and directed to open and re-settle the accounts of the said Charles H. Fritz, late treasurer of Berks county, and to allow, in such re-settlement, credit for such taxes as were chargeable against or received by the predecessor and successor of said Fritz in said office and not collected or received by him, and also for all taxes on National bank stock held or owned by non-residents of Berks county and not collected or received by said Charles H. Fritz.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1103.

An Act

To authorize Michael Domenec, bishop of Pittsburg, to sell certain real estate situate in Temperanceville borough, Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Michael Domenec, bishop of Pittsburg, is hereby authorized to sell, grant and assure, in fee simple, all that lot or parcel of ground and messuage situate in the borough of Temperanceville, in the county of Allegheny, bounded and described as follows, namely: Beginning at the corner of Mill and Main streets and running thence along Main street eastwardly one hundred and fifty feet, and thence southwardly in a line parallel with Mill street one hundred and forty feet to Mill street aforesaid, and thence northwardly along Mill street one hundred and forty feet to the place of beginning, being the same lot of ground conveyed by deed from Robert Wood and wife, and Mansfield B. Brown and wife, dated February twenty-seventh, Anno Domini eighteen hundred and sixty-eight, to the said Michael Domenec in trust for the uses and purposes therein mentioned, to such person or persons, for such price or prices as the said bishop shall determine.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO W. GEARY.

No. 1109.

An Act

For the relief of Joseph Y. James.

WHEREAS, Joseph Y. James did recruit, under the authority of the war department of the United States, a large number of men for a brigade of infantry of Pennsylvania volunteers to suppress the late rebellion, who were mustered into the United States service, and for which recruiting he has never received any pay or allowance; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be and he is hereby authorized to examine the claim of Joseph Y. James, of the county of Warren, Pennsylvania, for recruiting as a colonel, under the authority of the war department of the United States, several regiments of Pennsylvania volunteer infantry, from the first day of June, Anno Domini one thousand eight hundred and sixty-one, to the thirty-first day of December of the same year, and if he shall find that such services were rendered, on proper authority from the war department of the United States, or from the governor of the commonwealth, by the said Joseph Y. James as colonel, or by the payment of money for recruiting of men who actually went into the United States service, he shall allow what shall equitably or justly compensate the said Joseph Y. James for such service, and draw his warrant on the state treasurer for the amount so allowed.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1110.

An Act

To establish a steam ferry across the Monongahela river, from Gilmore's landing, in Carroll township, Washington county, to Webster, in Rostraver township, Westmoreland county.

Ferry authorized.

Proviso.

To be kept in good order.

Tolls.

Prohibition.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Gilmore, and his heirs and assigns, shall have the right and privilege, at his and their own expense, to make good and convenient landings on his property at Gilmore's landing, in Carroll township, Washington county, and on the opposite side of the river on his property in Webster, in Rostraver township, Westmoreland county, and to use the Monongahela river between said landings as a public steam ferry: *Provided,* Said landings shall not obstruct ascending or descending navigation.

SECTION 2. That said John Gilmore, his heirs and assigns, shall keep said ferry in good order, fit for the transportation of and passage of travelers, teams and carriages of all descriptions, and keep good and sufficient boats and competent and skillful ferrymen, who shall attend to their business with due diligence and care.

SECTION 3. Said John Gilmore shall not charge a greater amount as tolls on said steam ferry than following, to wit: On all teams, carriages or vehicles drawn by four horses, each the sum of sixty (60) cents; on all teams, carriages or vehicles drawn by three horses, each the sum of forty (40) cents; on all teams, carriages or vehicles drawn by two horses, each the sum of thirty (30) cents; on all teams, carriages or vehicles drawn by one horse, each the sum of twenty (20) cents; on each single horse (including rider) the sum of fifteen (15) cents; on each head of driven horses or cattle the sum of ten (10) cents; on each head of sheep or hogs the sum of five (5) cents; on each foot passenger the sum of five (5) cents.

SECTION 4. That all other persons shall be and are hereby prohibited from using said Monongahela river for the purposes of a ferry, one mile above and one mile below said ferry, or at any place within the distance of two miles enclosed by such extreme points.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1111.

An Act

To annul the marriage contract between Mathias Kindt and Tamar,
his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract heretofore made between Mathias Kindt, of Columbia county, and Tamar, his wife, be and the same is hereby annulled and made void, and the parties released therefrom as if they never had been married, the courts of this commonwealth having no jurisdiction in the premises.

WILLIAM ELLIOTT,

Speaker of the House of Representatives

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-sixth day of June, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1112.

An Act

For the relief of Nathan W. Woods, of Cumberland county.

WHEREAS, Nathan W. Woods, of Cumberland county, during the year Anno Domini one thousand eight hundred and sixty-three, supplied the troops under the command of Col. M'Calister and others, with boarding and lodging, et cetera, for which he had never been paid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general and state treasurer are hereby required and authorized to audit and settle the claim of Nathan W. Woods, for boarding and lodging the troops under the command of Col. M'Calister, Gen. Milroy and General Miles, during the months of June and July, Anno Domini one thousand eight hundred and sixty-three, and the auditor general is hereby authorized to draw his warrant on the state treas-

urer for the amount of the said claim and in favor of the said Nathan W. Woods.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1113.

An Act

To incorporate the Hamilton Hall and Cottage Company of Pittsburg.

Preamble.

WHEREAS, David T. Watson, J. W. Ballentine, John H. Miller, William H. Edgerton, and other citizens of this commonwealth, have subscribed to a portion of the capital stock of the Hamilton Hall and Cottage Company of Pittsburg, which association has for its object the purchase of ground in the county of Allegheny, and the erection of a building or buildings thereon, to be used as a hall and summer resort, and also for other purposes; therefore,

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That David T. Watson, J. W. Ballentine, John H. Miller, William H. Edgerton and their associates, successors and assigns, or any three of them, be and they are hereby authorized to form and be a body politic and corporate, in law and in fact, under the name, style and title of the Hamilton Hall and Cottage Company of Pittsburg, and by that name, style and title shall have perpetual succession, may sue and be sued, plead and be impleaded in any court of record or elsewhere, and have all the privileges and franchises incident to a corporation, shall have power to purchase, hold, mortgage and lease any real estate in the county of Allegheny, and the same or any part thereof from time to time to lease, mortgage, sell and dispose of, and to erect thereon any building or buildings, and may make such improvements to and upon the same as said corporation may deem expedient and proper for the uses and purposes of said hall and cottage company.

Title.

Powers and privileges.

Capital stock.

SECTION 2. That the capital stock of said company shall consist of five thousand shares of the par value of ten (\$10) dollars each, with power to the directors to increase the same to twenty-five thousand shares, of the par value of ten dollars each; certificates of said stock shall be issued to the holders

thereof in such form or forms as the directors shall determine, signed by president and secretary, and sealed with the common seal of the corporation, transferable in person or by attorney, executor, administrators, guardians or trustees, under such regulations and conditions as may be provided in the by-laws of said corporation; and said corporation may dispose of said stock, or any portion thereof, upon and subject to such terms and conditions as may be agreed upon by and between any party or parties and this said corporation.

SECTION 3. That said corporation shall have full power to borrow money to an amount not exceeding one hundred thousand dollars, and may pay therefor any rate of interest not exceeding eight per centum; and the said corporation may, as security for and as evidence of said loan, issue its bonds, of whatever kind, and in such sums as the board of directors may determine, and may, at the option of said board, secure said bonds by a mortgage or mortgages on, all and singular, its franchises and property, real, personal and mixed, and said mortgages, when recorded in the recorder's office of Allegheny county, Pennsylvania, shall be a valid lien upon all the property in said mortgages specified.

SECTION 4. That the number of directors of said corporation shall not be less than three, nor more than eleven, and the corporators herein named, and such others as they shall choose, shall be directors of said corporation until others are chosen at an election by the stockholders; elections for directors and officers shall be conducted and be at such times and in such manner as provided in the by-laws; directors may fill vacancies in the board and be officers, and may also, from time to time, ordain and establish by-laws, ordinances and regulations not contrary to law, as they may deem necessary and expedient for the proper government of the corporation and management of its affairs, and may exercise all and any of the powers and privileges possessed by the corporation.

SECTION 5. That the office of said company shall be in the county of Allegheny, at such place as the by-laws shall direct; and all notices of meetings and for other purposes, which are required by law to be published in any manner whatsoever, shall be published in the city of Pittsburg.

SECTION 6. That said corporation and its lessees shall have, exercise and enjoy the same rights, powers, privileges, franchises and immunities as are conferred upon and granted to the Union Hall Association of Pottsville, and its lessees, in and by an act of assembly of this commonwealth, entitled "An Act to incorporate the Union Hall Association of Pottsville," approved the seventeenth day of March, Anno Domini one thousand eight hundred and sixty-four, (1864:) *Provided*, That nothing therein contained shall conflict with, alter or annul the various provisions, rights and privileges expressed or implied, as are in and by this act provided for and granted to this the said Hamilton Hall and Cottage Company of Pittsburg.

SECTION 7. That the corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum

May borrow money and issue bonds.

Directors.

Elections.

Vacancies.

By-laws, ordinances, &c.

Office.

Notice of meetings, &c.

Further privileges.

Bonus.

LAWS OF PENNSYLVANIA.

on the original capital stock herein authorized, and upon such further increase thereof when made, as may, from time to time, be made, payable in four equal annual instalments.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The tenth day of July, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

RESOLUTIONS

PASSED AT THE SESSION OF EIGHTEEN HUNDRED AND SEVENTY-TWO.

No. 1.

Joint Resolution

Instructing the senators and requesting the representatives in Congress from the state of Pennsylvania to vote for and urge the passage of a bill granting bounty land to certain persons engaged in the military and naval service of the United States, from and after the fourth day of March, A. D. one thousand eight hundred and sixty-one, introduced into the United States House of Representatives by the Hon. L. D. Shoemaker, of Pennsylvania.

WHEREAS, The Hon. L. D. Shoemaker, of Pennsylvania, has introduced into the United States House of Representatives a bill (number six hundred and sixty) granting bounty land to certain persons engaged in the military and naval service of the United States, from and after March fourth, A. D. one thousand eight hundred and sixty-one, which in its provisions contemplates the granting of bounty land warrants to honorably discharged soldiers and sailors of the war against the rebellion, thus populating the vast area of the unoccupied western domain of our nation with the patriotic soldiers and sailors of the republic:

And whereas, The adoption of the policy contemplated by the bill referred to will develop the growth of the nation as well as be a tribute of justice to the soldiers; therefore,

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That our senators in Congress be instructed, and our representatives in that body are hereby requested, to vote for and urge the passage of the bill, entitled "A bill granting bounty land warrants to certain persons engaged in the military and naval service of the United States from and after the fourth of March, A. D. eighteen hundred and sixty-one," introduced into the House of Representatives by Hon. L. D. Shoemaker, of Pennsylvania.

Resolved, That the governor of the commonwealth be requested to forward a copy of the above preamble and resolution to each of our senators and representatives in Congress.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirty-first day of January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 2.

Joint Resolution

To authorize the printing of the report of the fish commissioner, for the year one thousand eight hundred and seventy-one.

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the public printer be directed to print two thousand copies of the report of James Worrall, commissioner for the restoration of the inland fisheries, for the year 1871, including his special report to the Senate on the subject of fish ladders, for the use of the Senate, and three thousand copies of the same for the use of the House of Representatives, and five hundred for the use of the commissioner.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-seventh day of January Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 3.

Joint Resolution

In relation to the compensation of the commissioners, commonwealth's counsel and clerks to said commissioners, appointed under the provisions of the act of the twenty-second day of May, Anno Domini one thousand eight hundred and seventy-one, entitled "An Act to authorize the liquidation of damages sustained by the citizens of Pennsylvania during the late rebellion," for the counties of Adams, Franklin and York, for services rendered and expenses incurred beyond the time fixed in said act; to authorize the auditor general to settle the accounts of the several commissioners authorized by said act for the counties of York, Cumberland, Frank In, Adams, Perry, Fulton and Bedford, for incidental expenses incurred for advertising notices, room rent, fees of witnesses on part of the commonwealth, stationery, et cetera.

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the auditor general is hereby authorized and required to settle the accounts of J. Wyeth Douglas and Sam-

uel Garver, of Franklin county, late commissioners under the act of the twenty-second day of May, Anno Domini one thousand eight hundred and seventy-one, entitled "An Act to authorize the liquidation of damages sustained by citizens of Pennsylvania during the late rebellion," and the account of Thomas C. MacDowell, commonwealth's counsel to said commission, for services rendered in the adjudication of the claims of citizens of Franklin county beyond the time fixed in the said act, at the per diem pay given thereby, and to John M. Dowell, clerk to said commissioners, five dollars per day; also the accounts of J. C. Neely and Edward W. Stahle, commissioners for the county of Adams, and William Hay, attorney for said commissioners, for services rendered beyond the time fixed in said act, at the per diem pay given thereby, and to Jeremiah Culp, clerk to said committee, at five dollars per day, and to settle the account of the commissioners, and attorneys and clerks for Franklin and York counties for personal expenses incurred in the performance of their duties: *Provided*, The sum paid for that purpose shall not exceed two hundred dollars each, and when so settled the auditor general shall draw his warrant upon the state treasurer, in favor of said parties respectively, for the amounts found due to each, which shall be in full of all demands against the commonwealth for such services; and the auditor general is hereby also authorized and required to audit and settle the accounts of the commissioners, appointed under the provisions of said act, for the incidental expenses of the said several commissions as aforesaid, to wit: For the counties of York, Adams, Cumberland, Perry, Franklin, Fulton and Bedford, for room rent, fees of witnesses on part of the commonwealth, stationery, and advertising and furniture, and to draw his warrant on the state treasurer for such amount as he shall find justly due and payable to the proper parties as aforesaid.

WILLIAM ELLIOTT,

Speaker of the House of Representatives,

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 4.

Joint Resolution

Authorizing the payment of the outgoing officers of the Senate.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,

That the state treasurer is hereby authorized to pay the outgoing officers of the Senate, on the certificate of the speaker and the chief clerk, one-half of the salary allowed officers filling the places of the outgoing officers, under the law of eighteen hundred and sixty-eight, with mileage.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 5.

Joint Resolution

Providing for the examination into the works supplying the city of Harrisburg with water.

Resolved, (If the House of Representatives concurs,) That Mr. Henry P. M. Berkinbine, chief engineer of the proposed new water works, be requested to examine into the present condition of the water supplied to the city of Harrisburg, and the works connected therewith, in order to ascertain whether there is anything in the location of the works or the arrangements connected therewith that may be the cause of rendering the water deleterious, and report to the legislature without delay.

Resolved, That a copy of these resolutions be transmitted to Mr. Berkinbine immediately by the clerk of the Senate.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourteenth day of February Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 6.

Joint Resolution

Authorizing the payment of the fees of the witnesses and sergeant-at-arms in the contested election case of *Green versus Shortt*.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the state treasurer be and he is hereby directed to pay the bills of the witnesses and sergeant-at-arms in the contested election case of *Green versus Shortt*, said bills to be certified to by the chairman of the committee and approved by the speaker of the house.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 7.

Joint Resolution.

Appropriating money to expenses of the contested election in the Fourth senatorial district.

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That a sum not exceeding seven thousand dollars is hereby appropriated from the treasury to apply to the necessary and proper expenses of the contested election case from the Fourth senatorial district, to be drawn and disbursed under the direction of the committee in said case, and accounts of the disbursements thereof to be settled in due course in the office of the auditor general; *Provided,* That no ultimate liability for the payment of costs in said case shall be affected hereby.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 8.

Joint Resolution

Appropriating money for expenses in case of the investigation of the accounts of George O. Evans.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That a sum not exceeding one thousand dollars is hereby appropriated from the treasury to apply to the proper and necessary expenses of the investigation of the accounts of George O. Evans, ordered by resolution of the Senate, to be drawn and disbursed under the direction of the committee in said case, and accounts of the disbursements to be settled in due course in the office of the auditor general.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 9.

Joint Resolution

For the pay of C. C. Mullin, late night watchman of the Senate.

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the state treasurer be and he is hereby required to pay to C. C. Mullin, late night watchman of the Senate, for his services as such, rendered during the present session, the sum of one hundred and fifty dollars, the same to be certified by the speaker and clerk of the Senate.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 10.

Joint Resolution

Relating to the fitting up the halls of the Senate and House of Representatives.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the state treasurer is hereby authorized and required to pay the various bills for fitting up the halls of the Senate and of the House of Representatives after being approved by the clerks of the respective houses: *Provided,* That every such bill shall have certificate attached, under oath, that the same is correct, and that the prices charged are the actual cash prices as charged individuals: *Provided,* That every such bill shall also be approved by the auditor general.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 11.

Joint Resolution

Relative to bonds of indebtedness issued by the borough councils of the borough of Ormsby, in the county of Allegheny.

WHEREAS, The borough councils of the borough of Ormsby, in the county of Allegheny, issued bonds of indebtedness to the amount of ten thousand dollars, said bonds to run for ten years, bearing interest at a rate of seven per centum per annum:

And whereas, It was agreed with the holders of said bonds that the same should be exempt from all taxation, or otherwise said bonds would be exchanged for bonds bearing interest at eight per centum per annum:

And whereas, The legislature having refused to exempt said bonds from state taxation, which, without relief, increases the indebtedness of said borough seven hundred dollars; therefore,

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,

That upon the payment of three hundred dollars, being the full amount due the state upon said bonds, into the state treasury by the aforesaid borough councils of Ormsby, said bonds shall be deemed and held as being free and exempt from all taxation, and as such shall at all times be negotiable.

WILLIAM ELLIOTT,

Speakers of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The thirteenth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No 12.

Joint Resolution

Authorizing the state treasurer to collect from the United States certain moneys heretofore improperly paid.

WHEREAS, The government of the United States, through its accounting officers, did, on the twenty-eighth day of October, one thousand eight hundred and sixty-eight, adjust and settle a claim of the state of Pennsylvania against said government, by which the sum of one hundred and five thousand six hundred and fifty-one dollars and forty-six cents (\$105,651 46) was found to be due to the said state, and on that day a warrant, in favor of the governor of Pennsylvania for that sum, was drawn by the secretary of the treasury upon the treasurer of the United States:

And whereas, They did also, on the twenty-seventh day of August, one thousand eight hundred and seventy, adjust and settle another account of the said state against the said government, upon which a balance was found to be due to the state of one hundred and thirty-six thousand eight hundred and forty-six dollars and nine cents, (\$136,846 09,) for which, on that day, a warrant was, in like manner, drawn in favor of the governor of the state upon the treasurer of the United States:

And whereas, For both of said warrants drafts were drawn, in due form, in favor of John W. Geary, governor, or order; which said drafts were not endorsed by the said governor, nor were the moneys paid to him by the treasurer of the United States:

And whereas, The moneys aforesaid were paid to George O. Evans, alleged to be a special agent and attorney-in-fact, and he also endorsed the same:

And whereas, The said moneys have never reached the

treasury of Pennsylvania, but have been embezzled by said Evans, and others acting with him:

And whereas, The acts of congress regulating the payment of warrants, or claims upon the United States, require that "all powers of attorney, or other authorities for securing payment of any such claim, shall be absolutely null and void, unless the same shall be made and executed after the allowance of such claim, the ascertainment of the amount due, and the issuing of a warrant for the payment thereof;" and the moneys aforesaid were paid in plain violation of the requirements of the said acts of congress, and by reason of such payment, the commonwealth of Pennsylvania hath never received the moneys aforesaid; therefore,

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the state treasurer be and he is hereby authorized and directed to demand from the United States government, payment of the moneys justly payable to this commonwealth upon the settlements hereinbefore named, as ascertained to be due and payable, and to take such other steps in regard thereto, as will secure the payment of the moneys aforesaid into the treasury of this commonwealth.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

We do certify that bill, No. 951, entitled "Joint resolution authorizing the state treasurer to collect from the United States certain moneys heretofore improperly paid," was presented to the governor on the eighth day of March, Anno Domini one thousand eight hundred and seventy-two, and was not returned within ten days (Sundays excepted) after it had been presented to him; wherefore it has, agreeably to the constitution of this commonwealth, become a law in like manner as if he had signed it.

JAMES L. SELFRIDGE,
Clerk of the House of Representatives.

GEO. W. HAMERSLY,
Clerk of the Senate.

HARRISBURG, *March 21*, A. D. 1872.

No. 13.

Joint Resolution

Proposing an amendment to the constitution of Pennsylvania.

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly

met, That the following amendment of the constitution of this commonwealth be proposed to the people for their adoption or rejection, pursuant to the provisions of the tenth article thereof, to wit:

AMENDMENT.

Strike out the sixth section of the sixth article of the constitution, and insert in lieu thereof the following: "A state treasurer shall be chosen by the qualified electors of the state, at such times and for such term of service as shall be prescribed by law."

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 14.

Joint Resolution

Relative to the publication of the eighth volume of the transactions of the State Agricultural Society.

WHEREAS, The agricultural interests of Pennsylvania constitute one of the chief sources of its wealth and importance: *And whereas*, The farmers throughout the state, through their local societies, and through their representatives in the state society, have requested that the publication of the transactions of the Pennsylvania State Agricultural Society shall be continued; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That there be published for distribution for the use of the senate, one thousand copies, and for the House of Representatives, two thousand copies, of the eighth volume of the transactions of the State Agricultural Society, uniform with volumes already issued by the state; said volumes also to contain the transactions of the Pennsylvania Fruit Growers' Society and the reports of the superintendents of the Western, Central and Eastern experimental farms of the Agricultural College of Pennsylvania; the matter for the said volume to be compiled, collated, transcribed and furnished under the direction of the president and secretaries of the State Agricultural Society, and the expenses of the said compilation to be paid in

the usual manner: *Provided*, The same shall not exceed twelve hundred dollars; three hundred additional copies of said volumes to be published for the State Agricultural Society, and two hundred for the Fruit Growers' Society.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 15.

An Act

Entitled a joint resolution memorializing congress in reference to the establishment of lights and buoys on western rivers.

WHEREAS, There has been introduced into the congress of the United States a bill to extend the jurisdiction of the light-house board, which is in language as follows:

"SECTION 1. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the jurisdiction of the light-house board, created by the act, entitled "An Act making appropriations for light-houses, light-boats, buoys, &c.," approved August thirty-first, one thousand eight hundred and fifty-two, is hereby extended so as to include the Mississippi river from St. Paul to its mouth, Missouri river from Sioux city to its mouth, and the Ohio river from Pittsburg to its mouth; and the said board is hereby required to arrange these rivers into one or more light-house districts, to be in all respects on the same footing as the existing light-house districts, and to take the proper means to supply these rivers with such lights, buoys, channel marks and other aids to navigation as may be necessary for the security of commerce.

SECTION 2. *And be it further enacted*, That the sum of one hundred thousand dollars is hereby appropriated to carry out the provisions of this act;" therefore,

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That appreciating the enormous value of the commerce of the Ohio and other western rivers, being in amount at least three times that of our entire foreign trade, we deem it the duty of congress to afford it all the protection and safeguards within its power; that a thorough system of lights, buoys and channel marks, as proposed in the above recited

bill, could not fail to be of great service and be the means of saving much property and many valuable lives.

Resolved, That we request our senators and representatives in congress to aid, by their votes and all honorable means, in the passage of the above bill.

Resolved, That the governor be and he is hereby requested to transmit a copy of the foregoing to each of our senators and representatives in congress.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 16.

Joint Resolution.

Requesting our senators and representatives in Congress to favor the granting of aid to the American Printing House for the Blind.

WHEREAS, The Central Board of Trustees of the American Printing House for the Blind and the American University for the Blind has been incorporated and organized in the District of Columbia, under the name of the Board of Regents of the American Printing House for the Blind and the American University for the Blind :

And whereas, The objects of said institution are to provide for the blind facilities of instruction not heretofore enjoyed or attainable by them ; that is to say a series of text-books, works of general literature and illustrative apparatus addressed to the sense of touch, with all other methods conducive to the acquisition of thorough and liberal education :

And whereas, The respective state boards of trustees of said printing house or of said university are entitled to representation in said board of regents :

And whereas, It is for the benefit of the blind of the nation, in which those of this state are equally interested and are recipients of said facilities of education :

And whereas, There is a bill in congress to make appropriation to said printing house and said university for the blind ; now therefore,

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. That our senators and representatives in congress be requested to favor the granting of aid by an appropriation of money to said institution, and that his excellency the gov-

error be requested to forward a copy of this memorial to our representatives in congress.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 17.

Joint Resolution

To pay fees and expenses in medical deploma case and joint committee on Rothermel's picture.

Resolved by the Senate and House of Representatives,
That the state treasurer is hereby authorized and required to pay the witness fees and expenses in the investigation before the special committee of the Senate in regard to the alleged issuing of corrupt medical diplomas, on a bill certified by the chairman of the said committee, and approved by the auditor general; also one hundred dollars, or as much as may be necessary, to pay the expenses of the joint committee, in the city of Philadelphia, of the Rothermel picture.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 18.

Joint Resolution

To repeal joint resolution number twelve, authorizing the appointment of a special agent to collect disallowed and suspended claims against the United States, approved March twenty-second, one thousand eight hundred and sixty-seven.

Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That joint resolution number twelve, entitled "Joint resolution authorizing the appointment of a special agent to collect disallowed and suspended claims against the United States," approved March twenty-second, one thousand eight hundred and sixty-seven, be and the same is hereby repealed, and all powers and authority given under and by virtue of the same, be and they are hereby revoked, suspended and annulled: and the auditor general and state treasurer are hereby authorized and empowered to take the necessary and proper steps to collect from George O. Evans, and from the United States, or either, all moneys due this commonwealth upon war claims, and to employ counsel or agents, in their discretion, for that purpose.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 19.

Resolution

To pay Amos Briggs, associate judge of Philadelphia.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the state treasurer be directed to pay to Honorable Amos Briggs, of Philadelphia, five thousand dollars salary for the present year, as an additional associate judge, learned in the law, of the district court of the city of Philadelphia, appointed recently by the governor, in pursuance of act of assembly,

said salary having been inadvertently omitted in the general appropriation bill of this session.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 20.

Joint Resolution

Providing for additional copies of Smull's Legislative Hand-Book.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That two thousand additional copies of Smull's Legislative Hand-Book be furnished for the use of the legislature, two-thirds thereof for the use of the House, and one-third thereof for the use of the Senate.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 21.

Joint Resolution.

Directing three thousand copies of proceedings in regard to deaths of George Connell and H. S. Evans to be printed and bound.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the committee on public printing be directed to have the proceedings of the Senate in regard to the death of George

LAWS OF PENNSYLVANIA,

Connell and Henry S. Evans, late members of the Senate, printed and bound in a suitable manner, and that three thousand copies be ordered for the use of the Senate.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 22.

Joint Resolution

Ratifying the appointment of additional members of the Senate and House of Representatives upon the centenary commission.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the appointment of the senators and members of the House of Representatives, appointed under resolution of the House of May third, one thousand eight hundred and seventy-one, and of the Senate of May third, one thousand eight hundred and seventy-one, authorizing the appointment of additional members of the centenary commission, be and the same is hereby ratified and confirmed.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 23.

Joint Resolution.

To pay the expenses of the committee appointed to investigate returns, et cetera, made by certain railroads and canals.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,

(The Senate concurring,) That the state treasurer be and is hereby directed, upon vouchers certified to by the chairman of the judiciary general committee, to pay the expenses incurred by the sub-committee of the judiciary system general committee of the House of Representatives, instructed under resolution of January seventeenth and March eleventh, one thousand eight hundred and seventy-two, to investigate returns, et cetera, of certain railroads and canals chartered by the legislature of Pennsylvania, and that each member of the said sub-committee shall receive the sum of five hundred dollars.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 24.

Joint Resolution

Relative to the contested election case from the Fourth senatorial district, and the contested representative election case from the county of Warren.

Resolved by the Senate and House of Representatives in General Assembly met, That the public printer be authorized to bind copies of the reports from the committee in the contested election case from the Fourth senatorial district with copies of the testimony in the same case already printed, and that the same be distributed as follows, to wit: One copy to each senator and representative at the present session and to each one of the counsel and reporters employed in the case, ten copies to the state library, and the remainder thereof, subject to the disposition of the Senate.

Resolved further, That upon approval by the Senate of the expenditure incurred in the said case, and allowed by the committee any additional amount beyond the appropriation heretofore made, necessary to meet said expenses, shall be paid from the treasury: *Provided,* That such additional amount shall not exceed six thousand dollars.

Resolved further, That the sum of five hundred dollars be allowed to the contestant and a like sum to the respondent in the contested election case of Green vs. Shortt in the House

LAWS OF PENNSYLVANIA,

of Representatives, at the present session, for extraordinary expenses incurred in the case by them.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 25.

Joint Resolution

To pay H. H. Grimm for services to the legislature.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. That the state treasurer be authorized to pay H. H. Grimm, doorkeeper of the committee rooms of the House, the sum of six hundred dollars, as compensation for his services.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 26.

Joint Resolution

To pay the stenographer to the Geo. O. Evans war claims investigating committee.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the state treasurer is hereby directed to pay to H. J. Mason the sum of one thousand dollars, in full, for mileage

and services as stenographer to the Geo. O. Evans war claims investigating committee; and to A. M. Martin, stenographer to the medical diploma committee, eight hundred dollars; and to the stenographer and clerk in the contested election case of Green *versus* Shortt, the sum of six hundred dollars in full for services on that committee; and to the stenographer of the sub-committee of the general judiciary committee of the House, acting under resolutions adopted January seventeenth and March eleventh, directing them to investigate the returns to be made by railroads and canals, the sum of six hundred dollars; and to the stenographer who served the committee on the Rothermel picture, twenty-five dollars.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 27.

Joint Resolution

To pay the expenses of serving the writs in the ordering the special election in the Fifth senatorial district.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the state treasurer be and is hereby authorized to pay to the sergeant-at-arms of the Senate, on an order drawn by the auditor general, one hundred and five dollars and forty-five cents, amount of mileage and expenses in serving the writs in the Fifth senatorial district, ordering a special election for senator on March fifteenth, Anno Domini one thousand eight hundred and seventy-two.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 28.

Joint Resolution

For the payment of John T. Shermer, sergeant-at-arms of the House of Representatives, for serving writ for the special election in the Bedford and Fulton representative district.

Be it resolved by the Senate and House of Representatives, (If the Senate concur,) That the state treasurer be and hereby is authorized and directed to pay John T. Shermer, sergeant-at-arms of the House of Representatives, the sum fifty dollars out of any moneys in the treasury not otherwise appropriated, for serving the writ for the special election of representative from the Bedford and Fulton district; also to pay J. P. Colihan, late sergeant-at-arms of Senate, the sum of twenty-eight dollars and fifty cents for serving writ for special election in the Fourth senatorial district of Pennsylvania.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 29.

Joint Resolution

Providing for the printing of two thousand copies of the report of the board of trustees of the Agricultural College of Pennsylvania, for the year one thousand eight hundred and seventy, for the use of the Senate.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That two thousand copies of the report of the board of trustees of the Agricultural College of Pennsylvania, for the year one thousand eight hundred and seventy-one, be printed for the use of the Senate, and five thousand copies for the use of the House.

WILLIAM ELLIOTT,
Speaker of the House of Representatives.

JAMES S. RUTAN,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 30.

Joint Resolution

Inquiring into the quantity of land held by the Honey Brook Coal Company.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the Honey Brook Coal Company be and the said company is hereby required to communicate forthwith to the legislature of this commonwealth a statement, certified under oath by the president of said company, setting forth what quantity of land said company now hold by any title whatever, whether acquired by the purchase of the stock of any other company, or held by a trustee for the use of said company, or by any other devise or title; either equitable or legal, and when the titles to said lands were acquired.

Resolved 2. That the governor of the commonwealth be authorized and requested to transmit a copy of the foregoing resolution to the president of the Honey Brook Coal Company.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 31.

Joint Resolution

Relative to the pay and mileage of Henry W. Gray, late senator from the Fourth senatorial district.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and is hereby authorized to pay Henry W. Gray, who was returned as senator from the Fourth senatorial district, and Luther Green, returned as a member from Warren county, such pay and mileage for the

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present session as may be allowed to the senators and members of the present legislature.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and seventy-two

JNO. W. GEARY.

No. 32.

Joint Resolution

Relative to the pay of B. F. Burroughs, for services as assistant fireman of the Senate.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. That the state treasurer is hereby required to pay to B. F. Burroughs two hundred and seventy dollars, services, under order of the clerk of Senate, from the first day of October, eighteen hundred and seventy-one, to the first day of January, eighteen hundred and seventy-two.

WILLIAM ELLIOTT,

Speaker of the House of Representatives.

JAMES S. RUTAN,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

APPENDIX—1860.

No. 1114.

An Act

To incorporate the State Insurance Company of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Robert M. Foust, Robert Morris, John W. Forney, Henry G. Fisher, C. C. P. Stackhouse, J. Parker Martin, James Cannon, J. P. Rees, J. M. Graeff, S. Leedom Smith, A. R. Fougerey, John B. Green, Abraham Bower, and such other persons as they may associate with them, are hereby created and erected into a body politic and corporate, in deed and in law, by the name, style and title of the State Insurance Company of Philadelphia, and by that name shall have perpetual succession, to have and enjoy all the rights, powers and privileges, and be subject to the limitations and restrictions provided by an act, entitled "An Act to provide for the incorporation of insurance companies," approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, with power to insure all risks, and enjoy all other privileges whatsoever enumerated in the first and second parts of the seventh section of said act; and also have the right to insure domestic animals, together with every species of property, pursuit or business, in the occupation or prosecution of which there is any loss or risk.

Corporators

Title.

Rights, powers.
&c.

SECTION 2. That the said company shall have, as a capital stock, the sum of fifty thousand dollars, divided into shares of not more than two hundred dollars, nor less than fifty dollars, with the right to increase it to five hundred thousand dollars, and shall have the right to conduct its business on the mutual plan: *Provided*, That if at any time the said company shall have in trust, or hold for others, any money or securities, it shall be so stated, with the amount thereof, under oath, to the auditor general, as provided for in other cases in the general act, approved the second day of April, one thousand eight hundred and fifty-six.

Capital stock

Transaction of
business.Statement of
trust property
to be made to
auditor general

SECTION 3. That the said company shall have the right to increase the number of its directors to thirty.

May increase
number of
directors.

JOHN M. THOMPSON,

Speaker of the House of Representatives, *pro tem*.

WM. M. FRANCIS,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and sixty.

WM. F. PACKER.

APPENDIX—1862.

No. 1115.

An Act

To extend the act incorporating the Farmers' Mutual Fire Insurance Company of Philadelphia and Bucks counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to incorporate the Farmers' Mutual Fire Insurance Company of Philadelphia and Bucks counties," approved the ninth day of July, eighteen hundred and forty-two, be and the same is hereby extended continued until the same be repealed by law. That sections four, five, six, eleven, twelve, thirteen, fourteen and fifteen are hereby repealed, and the following additional sections are hereby enacted :

May insure public buildings. **SECTION 1.** The company may insure public buildings, and all parts of said act inconsistent with this are hereby repealed.

Annual election for directors. **SECTION 2.** The members of the corporation shall hold meetings annually, on the second Monday in November of each and every year, for the election of directors, at such place as may be previously agreed upon by a majority of the board of directors, who shall give public notice of the same ; the said election to be holden under the inspection of three members, not being directors, to be appointed by the directors previous to every election, which shall be made by ballot, and by a plurality of the members present, each member to be entitled to one vote, the time of opening the same to be two o'clock P. M., and to continue open until four o'clock P. M. same day ; the persons conducting the shall certify the result thereof under their hands and lodge the same among the papers of the corporation ; said directors to continue in office one year, or until others are elected, and they shall at the annual meetings of the company present a general statement of its affairs.

How property insured to be rated. **SECTION 3.** All property insured by this company shall be rated according to the risk ; losses are to be paid by an assessment upon members in proportion to the amount insured and the rates fixed by the company. In case the tax is not paid after the notice given, as required by the condition of insurance, the same may be collected as other debts are by law recoverable.

Extent of insurance. **SECTION 4.** This company will insure three-fourths of the valuation, which will be paid in case of a total loss by fire, and in case of a partial loss the same shall be appraised by

three directors, and the full amount of the appraisement will be paid: *Provided*, That in either case the directors may at their option rebuild, repair or replace the property lost or damaged.

SECTION 5. In case the party claiming the insurance money shall not be satisfied with the appraisement of the directors, the matter shall be referred to three disinterested persons, to be mutually chosen, and if this cannot be done then each party is to choose one man and these two to choose a third man, whose decision, after hearing the parties, shall be final and conclusive, without appeal or recourse to law.

SECTION 6. Any member failing to comply with the foregoing section, or any of the rules and regulations of the company, shall forfeit all rights of membership, and his policy or policies shall be cancelled upon the order of the president of the company; *Provided*, The members so offending shall have the right of appeal to the next annual meeting of the members, whose decision shall be final.

SECTION 7. The directors of the company are hereby authorized to make their own by-laws, and such other rules and regulations as they may deem necessary to conduct the business of the company, subject to the approval of the members of the company at the next annual meeting succeeding, and to fix the salaries of the officers of the company; they shall receive for their services one dollar per day.

I, George W. Hamersly, clerk of the Senate of the commonwealth of Pennsylvania, in conformity with the joint resolution to supply certain records and papers, approved March sixteenth, eighteen hundred and sixty-four, do hereby certify that the foregoing is a correct *verbatim* copy of the original act, entitled "An Act to extend the act to incorporate the Farmers' Mutual Fire Insurance Company of Philadelphia and Bucks counties," as the same remains on the files of the Senate of this commonwealth, and which, by the journal of said Senate, for the session of 1862, appears to have been signed by the governor of this commonwealth on the 4th day of March, A. D. 1862, and information thereof, by message, transmitted to the Senate.

GEO. W. HAMERSLY,
Clerk of the Senate.

I hereby certify, in compliance with the provisions of a joint resolution of the Senate and House of Representatives to supply certain records and papers, approved March sixteenth, eighteen hundred and sixty-four, that the foregoing is a true and correct copy of a bill (No. 17, Senate file, 1862) as copied from the original records on file in the Senate, in which said bill originated, which passed the Senate and House of Representatives and was approved by the governor on the fourth day of March, eighteen hundred and sixty-two, and that the enrolment tax has been paid thereon.

In testimony whereof, I have hereunto set my hand and affixed the seal of the secretary's office, at Harrisburg, this
[SEAL.] twelfth day of June, A. D. 1872.

F. JORDAN,
Secretary of the Commonwealth.

Partial losses to be appraised.
Directors may re-build, &c.

Proceedings in case party claiming insurance money is dissatisfied with appraisement

Failure of members to comply with fifth section.

By-laws, rules, &c.

APPENDIX—1866.

No. 1116.

An Act

To incorporate the Codorus Mining and Exploring Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That J. J. Dull, A. P. Lusk, H. A. Heistand, and their associates, or any two of them, be and they are hereby created a body politic by the name, style and title of the Codorus Mining and Exploring Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands in Montana, or any or all of the territories of the United States, and to obtain therefrom any and all minerals and other valuable substances, whether by working or opening, leasing or disposing privileges to work or mine or sell such lands, or any other part thereof, and to erect houses and such other buildings or works as may properly appertain to said business, and to construct artificial channels to convey water to propel machinery, and to dispose of the same, and to use, let, sell, lease or work the same, and to dispose of all such lands, mines and works as they may deem proper.
Title.	
Powers and privileges.	
By-laws.	SECTION 2. That the said company shall have power to make such by-laws as they may deem proper to enable them to carry out the objects of the corporation, and the same to alter, amend, add to or repeal at their pleasure: <i>Provided,</i> That such by-laws shall not be contrary to the constitution of this commonwealth or the provisions of this act, and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock and bonds representing the value of their property, in such form and subject to such regulations as they may, from time to time, by their by-laws prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.
Seal. Certificates of stock and bonds	
Contracts.	
Directors.	SECTION 3. That the corporators named in this act shall elect persons to serve as directors, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected in accordance with the by-laws.
Officers.	SECTION 4. That it shall be lawful for said company to establish the necessary offices for the business of the company.

wherever the business is located, and to have their principal in the United States, in such place as they may deem expedient, at which place it shall be lawful to hold meetings for the transaction of the business of the company.

SECTION 5. That all the right, power, immunities and privileges granted by this act, may be exercised and enjoyed by said company in the state of California; and the stockholders of said company be and they are authorized to change the name and title of the company, which change shall, after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of said company.

Privileges granted may be exercised in California.

Change of name

JAMES R. KELLEY,
Speaker of the House of Representatives.

DAVID FLEMING,
Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1117.

An Act

To incorporate the Aughwick Mining and Exploring Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That A. P. Lusk, O. Edwards, A. S. Heistand, John D. Bury and Simon Miller, and their associates, or any two of them, be and they are hereby created a body politic, by the name, style and title of the Aughwick Mining and Exploring Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving in its corporate name, property, real, personal and mixed, and of holding and improving lands in Colorado, or in any or all of the territories of the United States, and to obtain therefrom any and all minerals and other valuable substances, whether by working or opening, leasing or disposing privileges to work or mine or sell such lands, or any other part thereof, and to erect houses and such other buildings or works as may properly appertain to said business, and use, sell, let, lease or work the same, and to dispose of the products of all such lands, mines and works as they may deem proper.

Corporators.

Title.

Powers and privileges.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper to enable them

Further powers.

to carry out the objects of the corporation, and the same to alter, amend, add to or repeal at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth or the provisions of this act, and to adopt a common seal and the same to alter at pleasure, and to issue certificates of stock representing the value of their property in form and subject to such regulations as they may, from time to time, by their by-laws prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

Directors.

SECTION 3. That the corporators named in this act shall elect persons to serve as directors, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected in accordance with the by-laws.

Quorum.

Offices.

SECTION 4. That it shall be lawful for said company to establish the necessary offices for the business of the company wherever the business is located, and to have their principal in the United States, in such place as they may deem expedient, at which place it shall be lawful to hold meetings for the transaction of the business of the company.

Where rights,
powers, &c.,
may be exer-
cised.

SECTION 5. That all the right, power, immunities and privileges granted by this act, may be exercised and enjoyed by said company in the state of California, and that the stockholders of said company be and they are hereby authorized to change the name and title of the company, which change shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of said company.

Change of name

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

APPENDIX—1867.

No. 1118.

An Act

To incorporate the Brandy Camp Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph S. Hyde, Sampson Short, C. W. H. Eicke, Jacob M'Cauley, P. W. Hayes, Charles R. Early, Henry Souther and Seldon Marvin, be and they are hereby appointed commissioners, any five of whom may open books, and receive subscriptions, and organize a company, by the name, style and title of the Brandy Camp Railroad Company, with all the powers, and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto.

Commissioners

Title.

Subject to

SECTION 2. That the capital stock of said company shall consist of ten thousand shares, of fifty dollars each, and the said company shall have power, by a vote of a majority of stockholders, at a meeting called for that purpose, to increase said capital stock to twenty thousand shares.

Capital stock

SECTION 3. That the said company shall have the right to lay out, build, construct and equip a single or double track railroad from any point on the Philadelphia and Erie railroad, between Ridgway and St. Marys, in Elk county, to the coal mines in Fox township, in Elk county, with power to extend said railroad to the mines in Snyder and Winslow townships, Jefferson county, and to cross at grade, and connect with any railroad now constructed or hereafter to be constructed on the line of said road, and with the consent of any railroad company whose road may now or hereafter be partially on the said route, to use such part of said railroad, on such terms as may be mutually agreed upon, as though constructed by this company.

Construction of railroad authorized.

May extend road, cross other roads at grade, &c.

JOHN P. GLASS,

Speaker of the House of Representatives.

LOUIS W. HALL,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-seven.

JNO. W. GEARY.

APPENDIX—1868.

No. 1119.

An Act

To authorize the Pittsburg, Allegheny and Manchester Passenger Railway Company to sell a part of its road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Pittsburg, Allegheny and Manchester Passenger Railway Company shall have the right to sell or lease so much of their railway as extends from the lower line of their property on Strawberry lane, in M'Clure township, down to the terminus, at Wood's run; the company shall advertise the same for lease or sale, in two daily newspapers of Pittsburg, for a period of ten days, and if not then sold the company shall be privileged to take up and remove the same.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED.—The twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1120.

An Act

To incorporate the Tacony Valley Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Baird, Benjamin H. Decon, Charles Lukins, J. Griffiths, R. P. Stewart, William Hall Waxler, Anthony Wenzell, Thomas F. Overington, John Shalleross, Josias Garsed, Robert E. Wright, George W. Hamersly, Barton

Commissioners.

H. Jenks, Samuel O. Shouse, Owen Kingsley, James P. P. Brown, James Hughes, Samuel D. Sidebrotham, George M. Taylor, Samuel Hillis, William Irwin and their associates, or any three of them, be and are hereby appointed commissioners to open books, receive subscriptions and organize a company by the name, style and title of Tacony Valley Railroad Company, with power and authority to construct a railroad beginning at or near Frankford, in the city of Philadelphia; thence extending along or near Tacony valley, by such practicable routes and in such manner as to connect with any other railroad within the city of Philadelphia or in the county of Montgomery, subject to all the provisions and restrictions of an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto, so far as the same are not altered or supplied by this act.

Title.
Construction of
railroad author-
ized.
Route.
Subject to.

SECTION 2. The capital stock of said company shall consist of two thousand shares of fifty dollars each: *Provided*, That the said company may, from time to time, by a vote of the stockholders, at a meeting called for the purpose, increase the capital stock, if it should be deemed necessary, to an amount not exceeding two hundred thousand dollars, for the purpose of completing and equipping the said road; the said company shall have power to borrow any sum of money not exceeding in amount the one-half of their capital stock, at a rate of interest not exceeding seven per centum per annum, and to secure the payment of the same by the issue of a bond and mortgage of the said railroad, together with the corporate rights and franchises granted by this act, and to annex to said bond and mortgage the privilege of converting the same into the capital stock of said company at par, at the option of the holders, if they shall signify their election in one year previous to maturity: *Provided*, That no bonds shall be issued for a less sum than one hundred dollars.

Capital stock.
May borrow
money, and se-
cure payment
by bond and
mortgage.

SECTION 3. That said company shall have power to lease for a year or term of years any portion or all of their railroad to any other railroad company, or to lease from any other railroad company any portion of a connecting railroad, upon such terms and conditions as the president and directors of said company may agree upon, and make and execute all laws and agreements requisite in the matter: *Provided*, That any lease made in pursuance of this act shall be approved by a majority of the stockholders of said company, who may be represented at a meeting to be called for, of which twenty days' notice shall be given by publication in at least two newspapers published in the city of Philadelphia.

May lease road
to another com-
pany, or lease
portions of con-
necting roads.

Provided.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED.—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1121.

An Act

For the vacation of the Methodist Episcopal church burial ground in the borough of Greenville, in the county of Mercer.

For sensible

WHEREAS, The Methodist Episcopal church of the borough of Greenville, in the county of Mercer, purchased a certain lot of ground in said borough for a burial ground and erection of their house of worship thereon:

And whereas, By the growth of said borough and the opening of the Shenango Valley cemetery in the vicinity of said borough, said ground has ceased to be used for interments, many of the bodies have already been removed, and it has become proper and necessary to remove the remaining ones and to vacate said ground for burial purposes; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be unlawful to make interments in said burial ground, and after the removal of the bodies therein, as provided for in this act, the same shall be vacated for burial purposes.

Interments in burial ground, prohibited.

Commissioners authorized to purchase lots, and remove dead thereto.

SECTION 2. That the commissioners hereinafter appointed are hereby authorized to purchase one or more suitable lots in the Shenango Valley cemetery, in the vicinity of said borough, and remove thereto all the remaining bodies in said old burial ground, and have them properly and decently interred; and they shall also remove and set up over the new graves all the monuments and tombstones now standing in said burial ground over the present graves; *Provided however,* That before removing any of the said bodies they shall publish, for three weeks, in one newspaper published in said borough, a notice declaring their intentions to remove said bodies in pursuance with this act.

Notice of removal to be given.

Commissioners appointed.

SECTION 3. John Keck, Richard Tunison and Marvin Loomis are hereby appointed commissioners to carry out the objects of this act and execute the powers and duties hereby granted and authorized, and a majority of them shall have power to act in all cases.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

APPENDIX—1869.

No. 1122.

An Act

To incorporate the Warren Gas and Water Company.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, Corporators.

That Thomas Struthers, S. P. Johnson, L. D. Wetmore, Orris Hall, L. F. Watson, W. D. Brown, J. H. Hull, R. Brown, L. B. Hoffman, G. W. Scofield, Andrew Hertz, G. N. Parmlee, H. A. Jamieson, Boon Mead, P. Falconer, Francis Henry, John Sill and S. V. Davis, and their successors and associates be and the same are hereby made and constituted a body Name. politic and corporate, by the name and style of the Warren Gas and Water Company, and by said name they and their successors shall and may have perpetual succession, and shall be in law capable of suing and being sued, pleading and being impleaded in all courts and judicatories whatever, and also of contracting and being contracted with relative to the business and objects of said corporation as hereinafter declared, and they and their successors may have a common seal and Powers and privileges. may change and alter the same at pleasure, and shall have power to lease or purchase, in fee simple or otherwise, such real estate as may be necessary for carrying on the business of said corporation, and in their corporate name to borrow money and make and execute obligations for the liabilities created in the transaction of said business of the corporation.

SECTION 2. That the said corporation shall have exclusive Exclusive authority to supply gas and water, and erect works. authority to supply with gas-light or water, the borough of Warren and its vicinity, in the county of Warren, and such persons, partnerships and corporations residing therein as may desire the same, at such prices as may be agreed on, and also to make and erect within or adjacent to said borough, the necessary buildings, machinery and apparatus for manufacturing and distributing the same, with the right to enter upon any public street, lane or alley or highway, for the purpose May enter upon highways to lay pipes, &c. of laying down pipes, altering, inspecting and repairing the same, doing as little damage to said streets, lanes, alleys or highways, and impairing the free use thereof as little as possible.

SECTION 3. That the capital stock of said corporation shall be thirty thousand dollars, to be divided into shares of twenty-five dollars each, and may be increased, from time to time, not Capital stock.

Certificates.

to exceed one hundred thousand dollars, as the managers thereof shall deem necessary, for all of which stock certificates shall be issued, signed by the president and countersigned by the secretary, and sealed with the common seal of said corporation, which certificate shall be transferable only by the owner thereof, or by attorney duly authorized for that purpose, in the presence of the president or secretary, in a book kept for that purpose by said corporation.

Organization.

SECTION 4. That the said named persons, or a majority of them, shall, as soon as one hundred shares of stock are subscribed, give at least two weeks' previous notice in two newspapers published in said borough, of the time and place by them appointed for the subscribers to meet in order to organize the said company and to choose, by a majority of votes of the said subscribers, by ballot to be given in person or by proxy duly authorized, six managers to serve until their successors shall be duly elected, which shall be, annually, on the first Monday in March thereafter; and said managers shall have power to select one of their number as president, and also a secretary and a treasurer, to serve for the same term, and the manner of conducting said election shall be prescribed in the by-laws of said corporation; and at all elections the stockholders shall be entitled to one vote for each share of stock *bona fide* held by him, her or them, in their own right or as trustees, executors or administrators, at the time of holding said election.

Election of managers.

President, secretary and treasurer.

Votes.

By-laws.

Minutes of proceedings.

Dividends.

SECTION 5. That the board of managers of this corporation shall have power to make by-laws for their own regulations, not inconsistent with the laws of this commonwealth, and shall keep minutes of their proceedings, which shall at all proper times be open to the inspection of the stockholders, and all such acts and things for the proper regulation and government of the corporation as they may deem necessary; they shall have power to declare dividends of so much of the net profits of the corporation as shall appear to them to be advisable, and at such times as the by-laws may fix, which shall be paid to the stockholders, on demand, ten days after the same shall have been declared.

Penalty for taking gas or water without authority.

SECTION 6. That if any person or persons shall open a communication into the gas or water pipes of said company without authority from the proper officer thereof, or shall let on the gas or water after it has been stopped by order of the company or its authorized agent, or use any gas without drawing it through the metres put up for the purpose of measuring the same, or shall put up any pipes or burners without having them inspected and approved by the proper officer, appointed by the corporation to inspect at proper times, and under circumstances the pipes, metres, burners, et cetera, put up in any buildings, he, she or they so offending shall be subject to a penalty of not less than twenty nor more than eighty dollars, to be recovered before any justice of the peace as debts under one hundred dollars are recovered, one-half to go to the informer, who shall be a competent witness, the other half to the company.

SECTION 7. That if any person shall wilfully or maliciously

do, or cause to be done, any act or acts whatever, whereby any building, construction, or works of said company, or any gas or water pipe, gas post, or water hydrant, gas burner or reflector, or any matter or thing appertaining to the same, shall be stopped, obstructed, injured or destroyed, the person or persons so offending shall be considered guilty of a misdemeanor, and may be therefor indicted in the court of quarter sessions, and on conviction thereof shall be punished by fine of not less than one hundred dollars or more than five hundred dollars, or be imprisoned for a period of time not less than ten days nor more than one year, or both, at the discretion of the court: *Provided*, That such prosecution shall in no way impair the right of said company to a full compensation in damages by a civil suit.

Punishment for
injuring works
of the company.

SECTION 8. That if any subscriber for stock to said company, or his, her or their assigns, shall refuse or neglect to pay any instalment called for by the said company at the place appointed, he, she, or they shall, in addition to the instalment called in, pay at the rate of five per centum per month for delay, and if the same shall remain so long that the penalty shall amount to the sum actually paid in by the said stockholders, it shall be in the power of said company to forfeit said stock, and the amount paid thereon may be disposed by the said company as will best promote their objects.

Failure to pay
instalments of
stock.

SECTION 9. That the managers of said company are hereby authorized to issue certificates of credit, or evidences of indebtedness, for any sum or sums of moneys, not exceeding twenty thousand dollars at any one time, for the purpose of aiding them in the construction of their works and managing the business of the company; said certificates shall be signed by the president and attested by the secretary, and shall have such interest as may be agreed upon, not exceeding eight per centum per annum; said certificates shall be made payable at the office of the company within twenty years from the time of issuing thereof: *Provided*, That said certificates shall not issue for a less sum than one hundred dollars; and to secure the payment of said certificates there may be a mortgage given upon the real estate and effects, or any portion of the same of the said company, for the benefit of such person or persons as may at any time hold certificates: *Provided*, That stockholders of said company shall be jointly and severally liable in their individual capacities for all debts due mechanics, workmen and laborers employed by, and for all material furnished to said company, to be sued for and collected as provided in the twelfth, thirteenth and fourteenth sections of an act incorporating the Lackawanna Iron and Coal Company, approved April fifth, one thousand eight hundred and fifty-three.

Managers may
issue certificates
of credit, and
mortgage prop-
erty.

Individual
liability.

JOHN CLARK,
Speaker of the House of Representatives.
WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1123.

An Act

To incorporate the Pottsville Steel, Iron and Coal Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Hanson E. Atkins, Charles M. Atkins, William R. Smith, James O. Richardson and James H. Beck, and such other persons as shall be associated with them, and their successors, be and the same are hereby created into a body corporate and politic, by the name, style and title of the Pottsville Steel, Iron and Coal Company, by which name, style and title said corporators, and their successors, shall have perpetual succession, and enjoy all the privileges, powers, liberties, immunities and franchises usually appertaining to a corporation.
Title.	
Privileges, &c.	
Capital stock.	SECTION 2. That the capital stock of said company shall be five hundred thousand dollars, divided into shares of one hundred dollars each, with the power to increase the same, from time to time, to an amount not exceeding fifteen hundred thousand dollars; said increase and all transfers of stock to be made at such times and in such manner as the by-laws of the said company may prescribe; and the subscriptions to the capital stock may be paid in money, or in real or personal estate appropriate to the business contemplated by this act, at a <i>bona fide</i> cash valuation to be agreed upon by a majority in interest of the subscribers and stockholders; and the said corporation may issue bonds, bearing interest not exceeding six per cent. per annum, secured by mortgage or otherwise, and sell the same at their market value, notwithstanding it may be less than par: <i>Provided</i>, That no bond shall be issued for a less amount than one hundred dollars.
Payment of subscriptions.	
May issue and sell bonds.	
Management.	SECTION 3. That the affairs of said company shall be managed by a board of five directors, one of whom shall be the president, who shall be chosen by the stockholders; the first election shall be held within one year after this act shall take effect, of which election public notice shall be given of, at least four weeks, in one newspaper published in the county of Schuylkill; and subsequent elections shall be held at such time and place, annually, as the directors shall determine, of which the same notice shall be given; all elections shall be by ballot, and every share of stock subscribed and the required instalments paid in shall entitle the holder to one vote in person or by proxy: <i>Provided</i>, That in case of failure to hold an election under this act, the former directors shall continue in office until their successors be duly elected, and in case of the death or resignation of any director, the remaining of the directors may elect a person to serve instead until the next annual election.
Election of directors.	
Vacancies.	

SECTION 4. That this corporation shall have authority to Seal.
 adopt and use a common seal, and the same to change, alter
 or amend at pleasure, and by the name, style and title afore-
 said, shall be capable in law to sue and be sued before any
 court in this commonwealth, and may do and make all needful
 rules, regulations and by-laws for the well-ordering of the
 business affairs of the said corporation, so that the same shall
 in no wise conflict with or be contrary to the laws and con-
 stitution of the commonwealth or of the United States.

Rules, regula-
 tions and by-
 laws

SECTION 5. That the said corporation, by the name, style
 and title aforesaid, may purchase, take, receive and hold lands
 and mineral rights, in fee simple or for less estate, with the
 appurtenances, in Schuylkill and other counties of this state,
 and in any of the adjoining states: *Provided*, That such
 lands, in fee simple, in the state of Pennsylvania, shall not
 exceed, at any one time, five thousand acres, with power to
 improve, mortgage, sell, lease or otherwise dispose of the same,
 or any part thereof; and the capital of the company may be
 employed in mining iron ore, manufacturing iron into any
 shape or form, mining coal, limestone, fire clay and other
 minerals, transporting and vending the same, and for such
 other objects as may be necessary or beneficial in the prose-
 cution of said business, and to erect upon their lands such im-
 provements, buildings, manufactories, mills, fixtures, ma-
 chinery, furnaces, forges, et cetera, and to use and work the
 same as a successful prosecution of said business may require.

Lands and min-
 eral rights.

Employment of
 capital.

Improvements,
 &c.

SECTION 6. That dividends may be declared and paid when-
 ever the directors deem it advisable, but said dividends shall
 in no case exceed the amount of actual profits acquired by
 the corporation; and said company shall pay into the treasury
 of the state a bonus of one-half of one per centum upon the
 amount of capital stock subscribed and paid in, payable in four
 annual instalments, the first whereof shall be paid in one year
 from the date hereof.

Dividends.

Bonus.

SECTION 7. That this act shall not take effect until one thou-
 sand shares shall be subscribed, and ten per centum thereof
 paid in, of which a statement, containing the names of the
 subscribers and the amount subscribed by each, shall be given
 to the governor, to be filed in the office of the secretary of the
 commonwealth, whereupon the governor shall issue letters
 patent to the corporators.

When act to
 take effect.

Letters patent.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one
 thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1124.

An Act

To incorporate the Upper Morgan's Run Navigation Company, in the county of Clearfield.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Wm. V. Wright, A. W. Lee, John S. Haines, John G. Reading and J. B. Walters, all of the county of Clearfield, and state of Pennsylvania, and their successors, are hereby created a body politic and corporate, with all the powers of a corporation having perpetual succession, by the name, style and title of the Upper Morgan's Run Navigation Company, with power to clear out said Upper Morgan's run from the mouth of said run up as far as the said company may think necessary for the accommodation of the public, including the several branches of said run.
Title.	SECTION 2. That the capital stock of said company shall consist of four hundred shares of twenty-five dollars each.
May clear out Upper Morgan's run.	SECTION 3. That said company shall have full power to enter upon and improve the descending navigation of Upper Morgan's run by erecting dams therein, and cutting away and clearing out of the bed of the stream all of the brush, timber, trees, roots, et cetera, so that saw-logs and square timber may be floated down said stream.
Capital stock.	SECTION 4. That for the purpose of improving the bed of said stream the said company are authorized to enter upon the land adjacent thereto and take wood, gravel and other materials necessary for that purpose, doing no unnecessary damage to private property, and be subject to the payment of such materials as provided for in the general road laws, namely: The act approved twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine.
May improve descending navigation of run.	SECTION 5. That as soon as said run shall be opened, ready for navigation, the said company shall have a right to demand and receive, from any and every person using said stream for the purpose of running or floating lumber down its waters, the sum of ten cents per thousand feet, board measure, for every two miles the same may be floated in said stream; the company may, at their option, demand in advance the payment of said toll or security for the same, and in all cases where they do so the person from whom such demand is made shall be considered and treated as trespassers if they use or attempt to use said stream without first paying or securing to the satisfaction of the company the toll so demanded.
May enter upon adjacent lands and take material.	SECTION 6. That the said company may require from the persons using said stream a statement of the amount of lumber put in the stream to be floated down; and the said persons are hereby required, within ten days after such demand, to
Subject to.	Tolls.
May demand payment on advance or security.	May require statement from persons using stream.

furnish such statement; on failure to furnish said statement, or upon said statement, when furnished, being shown to be wilfully wrong, it shall be lawful for the company to recover treble the amount of tolls authorized by this act.

SECTION 7. That the said company shall have power to sue May sue for tolls for and recover tolls authorized by this act as debts of like amount are now recoverable by law.

SECTION 8. That any person or persons wilfully obstructing, Penalty for obstructing stream. in any manner, said stream, after it shall have been opened, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not exceeding five hundred dollars and imprisoned, at the discretion of the court, not exceeding three months.

SECTION 9. That the annual meetings of said company for Annual meetings. the purpose of electing officers shall be held at a time and place to be fixed by a majority of the corporators named in the first section of this act, and shall hold their offices for one Terms of office. year and until their successors are duly elected, and the corporators therein named shall act as directors of said company until such election.

SECTION 10. The said corporation shall file, in the office of To file bond with prothonotary. the prothonotary of the court of common pleas of Clearfield county, their bond in five thousand dollars, with four sureties, to be approved by said court, to be duly conditioned to pay all damages that may be legally recovered by reason of entering upon the land adjacent to said stream for the purposes of this act.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1125.

An Act

To incorporate the National Fire and Marine Insurance Company of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That E. Harper Jeffries, George Truman, Jr., Joseph H. Trotter, Henry A. Stiles, Frank E. Shattuck, Alexander P. Corporators.

Name	Colesberry, J. Fraley Smith, H. C. Kennedy, John S. Weimer, Harry Todd, Lewis Waln Smith, and all other persons who may hereafter associate with them in the manner hereinafter prescribed, shall be and are hereby constituted a body politic and corporate by the name of the National Fire and Marine Insurance Company of Philadelphia, which shall have per-
Power to insure.	petual succession, with power and authority to make contracts of insurance with any person or persons, or any body politic or corporate, against loss or damage of property by fire or any cause of risk, to make all kinds of insurance against loss or damage of goods, merchandise or other kinds of property in the course of transportation by land or water, or otherwise, and in any vessel or boat, or other water craft, and to make insurance upon such goods, wares and merchandise, and to cause themselves to be insured against any loss, damage or risk in course of their business, for such term or terms of time, and for such premiums or consideration, and with such modifications and restrictions as may be agreed upon between the said corporation and the persons agreeing with them for insurance.
Other powers.	SECTION 2. That the corporation hereby created shall be capable of contracting and being contracted with, of suing and being sued, of pleading and being impleaded in all courts and places, and in all matters whatsoever, with full power to hold, possess, use, occupy and enjoy all such real estate as shall be necessary for the transaction of its business, or which may be conveyed to said company as security or in payment for any debts that may be due or owing to the same, or in satisfaction of any judgment of any court of law, or any order or decree of a court of equity in their favor, and the same real estate sell, convey and dispose of, and may have a common seal and use at pleasure, and also may make, order and establish and put in execution such by-laws, ordinances, rules and regulations as shall be necessary for the government of said company and for the prudent management of its affairs, and to receive all proposals or applications for insurance, in writing, as a warranty on the part of those insuring, and to base policies of insurance thereon, and to incorporate the same as a part of the contract between the company and the insured, and for the purpose of defining the rights of each contracting party.
May act as agent for other companies.	SECTION 3. That it shall be lawful for the said corporation to act under power of attorney as agents for any other insurance companies, and to re-insure and insure therein such property as the said corporation takes risks upon, and to transact any other business with said companies not contrary to the true intent and meaning of this act; and it shall be lawful for said company to invest any part of the capital stock, funds, money, profits or other property in any public stock, or funded debt or other securities of the United States, or which may be created by any law of the United States, or in any public stock or funded debt created, or which may hereafter be created, by or under any law of this or any other state of the United States, and the same to sell, transfer or exchange at pleasure, and again re-invest any part thereof in
Investments.	

such stocks or funds, or otherwise, whenever and as often as said company may deem it expedient; or they may loan to individuals or corporations, on real and personal property and security, or deposit the same with any savings or banking institution, with or without interest, for such time, on such terms and restrictions as the directors may deem proper; and the financial concerns of said company shall be managed by the directors thereof.

SECTION 4. The said company may, from time to time, receive notes or other securities, real or personal, as premiums from persons intending to effect insurances therewith, or from any other person or persons, under such regulations or agreements as shall be authorized by the directors; which said notes or other securities may be negotiated, transferred or conveyed by the said company for the purpose of paying claims for losses accruing in the course of its business; and on such portions of said notes or securities as may exceed the amount of premium paid, or agreed to be paid, by the parties from whom the same may have been received, the said company may allow and pay such interest or other compensation, not exceeding five per cent., as may be agreed upon by the directors.

May receive notes and other securities as premiums, &c.

SECTION 5. That the capital stock of the said company shall be two hundred thousand dollars, but the same may at any time be increased to ten hundred thousand dollars whenever the directors may deem it advisable; and the stock of said company shall be divided into shares of fifty dollars each.

Capital stock.

SECTION 6. No stockholder shall in any case be liable over and above the precise amount of stock paid in or held by him, and when such stock shall be absorbed by losses or expenses of said company all liability or responsibility on his part for losses or expenses shall cease.

Liability of stockholders.

SECTION 7. That the business of said company shall be conducted in the city of Philadelphia, and a majority of the directors shall be residents of the city of Philadelphia, and the president and secretary shall also be residents of said city.

Place of business, &c.

SECTION 8. That the affairs of said corporation shall be managed by a board of directors, consisting of not less than seven nor more than fifteen, as hereinafter provided; and all vacancies occurring in said board, or in either of the offices of said company, may be filled by the remaining directors for the remainder of the year for which they were elected, and a majority of the whole shall constitute a quorum for the transaction of business.

Directors.

Vacancies.

Quorum.

SECTION 9. That as soon as one hundred thousand dollars shall have been subscribed to the capital stock of this company, a majority of the commissioners shall, by an advertisement published in at least three daily papers in the city of Philadelphia, notify and call a meeting of the subscribers or their representatives, at some place by them designated, (said advertisement to be inserted at least six days preceding said meeting,) who shall then proceed to choose a president, secretary and directors, and such other officers as shall be deemed expedient, for the term of one year and until another elec-

Organization.

Votes.	tion; but such officers who are not elected at this meeting may be elected at any future time by the directors; said election shall be by ballot, and by a plurality of the votes of the subscribers, or their representatives, authorized by power of attorney, which shall at no time bear date more than thirty days immediately preceding such election, allowing each member one vote at the first or any subsequent election for every share of stock: <i>Provided</i>, He shall pay into the hands of a receiver, appointed by the commissioners of said company, ten per centum of his subscription before the organization of the board of directors shall have taken place, and continue to pay his instalments upon said subscription of stock according to the rules and regulations adopted by the board of directors, but not otherwise; and if any person fail to pay any instalment or instalments when called for by a vote of the company, he, she or they shall forfeit to said company all their shares or interest therein, unless a failure to pay be in consequence of the death of the party subscribing or holding said stock; and no person shall be eligible to the office of president or secretary unless at the time of his election he shall be a subscriber to at least ten shares of the capital stock of this corporation, and shall have paid his subscription according to the requirements of this act.
Failure to pay instalments.	SECTION 10. That after the organization of this corporation, it shall be the duty of the secretary to call an annual meeting of the stockholders, on the first Thursday of each year, after the year one thousand eight hundred and sixty-nine, for the election of president, secretary and board of directors; and the secretary shall give ten days' notice in one or more papers published in the city of Philadelphia, setting forth the object of said meeting; but if it shall happen an election of president, secretary or directors does not take place on the day which, pursuant to this act, it ought to have taken place, this corporation shall not for that cause be dissolved, but it shall be lawful, on any other day, to hold and make an election of directors and officers, in such manner as shall have been adopted by the by-laws and ordinances of said corporation and in accordance with this act.
Eligibility to office of president or secretary.	SECTION 11. That within thirty days after the annual meeting, it shall be the duty of the secretary of this corporation to publish in one or more papers in the city of Philadelphia, a report, stating the amount of premiums received, losses and expenses paid during the year, the amount at risk in all departments of the business, and a general balance sheet of the affairs of said company.
Annual meeting of stockholders.	SECTION 12. That should it ever occur that the stock of said company should be found insufficient to pay all losses occurring by fire or marine disasters, then and in such case, the assets of said company, whether consisting of money, stocks or other property, shall be equitably divided and paid to claimants in proportion to the several amounts insured in this company.
Election of officers.	SECTION 13. That all policies or contracts of insurance, which may be made or entered into by said corporation, shall be subscribed by the president and secretary, or such other
Annual report.	
How assets to be divided in case stock should be insufficient to pay losses.	
Policies.	

officers as shall be designated for that purpose by its by-laws, and being so signed, shall be binding and obligatory on said corporation, without the seal thereof, according to the true intent and meaning of such policy and contract.

SECTION 14. That the stock of said company shall be assignable and transferable on the books of said company or otherwise, according to such rules and regulations, and subject to such restrictions and limitations as the stockholders at a general meeting may, from time to time, adopt and establish. Stock transferable.

SECTION 15. That the secretary shall keep a record of proceedings at all meetings of the directors pertaining to the business of said company. Record of proceedings.

SECTION 16. That any officer, director, clerk, agent or employee of said company, who shall knowingly and wilfully defraud the said company, by embezzling any of its funds in his hands or intrusted to his care, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be liable to a fine not exceeding twice the sum embezzled, and in default of payment thereof shall be imprisoned not exceeding six months in the county jail: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law. Penalty for embezzling funds.
Bonus and taxes.

JONH CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The thirty-first day of August, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

APPENDIX—1870.

No. 1126.

An Act

To incorporate the Wayne County Savings Bank.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That F. M. Crane, William H. Foster, H. B. Beardslee, Christian Dorflinger, Lorenzo Grambs, W. H. Ham, J. J. Dougherty, James Brown, William H. Dimmick, and all other persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby created a body corporate by the name of the Wayne County Savings Bank, and by that name they shall be capable by law to hold and dispose of property, to sue and be sued in any court whatever, to make, have and use a common seal, and to alter and renew the same at pleasure, to make and put in force all such by-laws, ordinances and regulations necessary for conducting the business of the corporation, and generally to do every act and thing necessary to carry into effect the provisions of this enactment and to promote the object and design of this act of incorporation, to be located in the borough of Honesdale, county of Wayne: <i>Provided,</i> That a misnomer of the said corporation in any instrument shall not vitiate the same, if the intent of the parties can be clearly ascertained.
Name.	
Powers and privileges.	
Misnomer.	
Purpose. Business.	SECTION 2. That the purpose of this act is to organize and incorporate a savings bank; that the business of the said corporation shall be to receive on deposit from all persons who shall offer the same, any sum or sums of money not less than one dollar, and to transact any other business transacted by banks in this commonwealth; to take and accept by grant, assignment, transfer, devise or bequest and hold any real or personal estate or trusts created in accordance with the laws of the state, and execute such legal trusts in regard to the same, on such terms as may be declared, established or agreed upon in regard thereto; to accept from and execute trusts for married women in respect to their separate property, whether real or personal, and act as agents for them in the management of such property, and to receive and become the depository of all trusts and such other funds that may be paid into or be under the control of the several courts of this state and the laws of the same: <i>Provided,</i> That the said courts shall be satisfied of the security of the said depository: <i>Provided however,</i> That nothing in this act shall be construed to
Prohibition.	

authorize the issue of circulating notes; such deposits to be paid to such depositors with interest, at such rates as may be fixed annually by the directors, in lawful money, national bank notes or notes of banks incorporated in this state, at par, in sums not less than one dollar, when required during business hours: *Provided*, That deposits by married women and minors may be repaid to them, and such repayments made upon their orders, checks or receipts shall discharge said corporation from any further claims for the same; and deposits so made by married women or minors shall not at any time be subject to the claim or demand of or payable to the husband of said married woman or the parent or guardian of such minors.

Payment of deposits.

Deposits by married women and minors.

SECTION 3. That for the security of the depositors of the said corporation, it shall be the duty of the persons named in the first section, and such others as may become associated with them as stockholders in the company incorporated, to raise and form a capital of fifty thousand dollars, to be divided into shares of one hundred dollars each, and paid in as shall be required by the board of directors, but one-tenth thereof shall be paid in before the said corporation shall commence business; the directors of the said corporation may increase the capital stock thereof, as they shall from time to time elect, to any amount not exceeding one hundred thousand dollars: *Provided*, That the stockholders, at the time of such increase, shall each be entitled to a *pro rata* share of such increase upon the payment of the par value thereof, said right to be forfeited if not availed of within ten days of the time fixed for the subscription by public notice.

Capital.

Increase.

SECTION 4. That the said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth or of the United States, or other stocks and bonds, or real and personal securities, or in such other manner as may be deemed appropriate and safe.

Investment of funds.

SECTION 5. That the directors shall have power by their by-laws to prescribe the form of certificate to be issued to depositors and the mode of making them transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors in such manner as the by-laws may prescribe, but the whole number of directors shall at no time exceed nine.

Certificate to depositors, time of electing directors, &c.

SECTION 6. That there shall be a meeting of the majority of the persons named in the first section on such day, within twelve months from the passage of this act, as a majority of them shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation, and choosing from among the subscribers seven directors to manage the affairs of the said corporation; said directors shall choose from among their own number a president and a vice president, and may appoint and remove at will such other officers as they shall deem necessary; said directors, president and vice president to remain in office until a new election shall take place as provided in the by-laws, and to have and to exercise all of the rights, powers and privileges which are intended to be hereby given.

Meeting of corporators.

Purpose of meeting.

Officers.

Real estate.	SECTION 7. That the real estate, which it shall be lawful for said corporation to hold, shall be only such as is requisite for the accommodation and convenient transaction of its business, and such as it may find necessary to purchase at judicial sale or otherwise to secure debts due to it; and that in all cases of loans upon real estate the expenses of searches, examination of certificates and recording papers shall be paid by the borrower.
Expenses of searches, &c., to be paid by borrower.	
Interest on deposits.	SECTION 8. That the directors, at their first regular meeting in January of each year, shall regulate and fix the rate of interest to be paid on deposits for the ensuing year; that interest shall not be allowed to any depositor until his deposit shall amount to three dollars; that interest shall be calculated by calendar months only; no interest to be allowed for the fraction of a month.
Dividends.	SECTION 9. That it shall be the duty of the directors of said corporation on the first Monday in January and July in each year to make and declare out of the net proceeds and profits of the business of said corporation a dividend of so much thereof as they deem best, and the same to pay over to the stockholders or legal representatives within ten days thereafter: <i>Provided</i> , That if the directors shall declare and pay in a dividend from any source whatever other than the net profits and gains of the business of said corporation, or shall receive from any person or persons any deposit after the assets of the said corporation shall have become depreciated in cash value below the whole amount of the deposits with said corporation and the debts of the same, and fifty per centum of the capital paid in, they shall become and be and so long as said depreciation continues shall remain jointly and severally personally liable to the depositors with and creditors of said corporation for any deficiencies existing to them after their remedies against the said corporation shall have become exhausted
Receiving deposits after depreciation of assets.	
Shares transferable.	SECTION 10. That the shares of said corporation shall be transferable in its books in such manner as may be designated by the by-laws thereof; that each stockholder shall be entitled to cast one vote in person or by proxy for each and every share of stock by said stockholder then owned; that if any person or persons shall subscribe to the original or the increased stock of said corporation and shall omit to pay any installment of the same for the period of thirty days after the time prescribed for the payment thereof, the money so theretofore paid by such subscriber and the stock by him or her subscribed for shall be forfeited to said corporation, and the directors of said corporation may sell and dispose of the said stock as they deem most advantageous to said corporation; that the books of said corporation shall at all times during business hours be open for the inspection of such agents as the legislature shall appoint for that purpose.
Failure to pay instalments.	
Books to be open for inspection.	SECTION 11. That the officers and agents of said corporation, upon entering upon the discharge of their duties, shall give bonds in such an amount as the directors shall fix, for their fidelity and good conduct and for the safe-keeping and appropriation of all such sums of money as shall be placed in
Officers and agents to give security.	

their charge by depositors and others, and that the directors of said corporation may require an increase of the amount of said bonds whenever they may deem it necessary; that such portion of the by-laws and regulations of the said corporation as relates to the receipts and payment of deposits and to the rate of interest paid thereon shall be put up in a conspicuous place in the office where the business of said corporation is transacted.

Portions of by-laws and regulations to be put up in office.

SECTION 12. That this charter shall continue for twenty years; but the legislature reserves the right to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injustice shall be done to the corporators: *And provided further*, That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Limitation. Reservation.

Bonus and taxes.

SECTION 13. That the stockholders shall be personally liable in an amount equal to the capital stock in addition thereto.

Liability of stockholders.

BUTLER B. STRANG,
Speaker of the House of Representatives.

ARTHUR G. OLMSTED,
Speaker of the Senate, *pro tem*.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1127.

An Act

To incorporate the Litchfield and Athens State Line Bridge Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That L. M. Layton, Silas Woolcott, Millow Merrill, Joseph Park, William Stone, S. P. Thatcher, D. L. F. Clarke, of the county of Bradford, and their successors and assigns, are hereby incorporated into a company, by the name of the Litchfield and Athens State Line Bridge Association, for the purpose of building a bridge across the Susquehanna river, at or near the state line, in Litchfield and Athens townships, in said county, and by that name the said L. M. Layton, Silas Woolcott, Millow Merrill, Joseph Park, William Stone, S. P. Thatcher, D. L. F. Clark, their successors or assigns, shall have perpetual succession, and be capable of taking and holding such amount of capital stock as shall be necessary to the

erection and completion of said bridge, and of dividing it into shares, and enlarging the same, from time to time, in such form and manner as they shall think proper, if such enlargement shall be found necessary to fulfil the intent of this act, and of purchasing, taking and holding to them and their successors or assigns, in fee simple or for any less estate, all such lands and tenements, hereditaments and estates, real and personal, as may be necessary and convenient to them in the prosecution of their work, and the same to sell and dispose of at their pleasure, and of suing and being sued, and of enacting such by-laws as may be necessary for the government and proper management of the affairs of said company: *Provided*, They are not repugnant to or inconsistent with the constitution and laws of this state or of the United States, and of doing all and every other matter and thing which a corporation or body politic may lawfully do; and on the completion of the bridge aforesaid, the said L. M. Layton, Silas Woolcott, Millow Merrill, Joseph Park, William Stone, S. P. Thatcher, D. L. F. Clarke, their successors or assigns, shall be and they are hereby authorized and empowered to demand, receive and collect such tolls for crossing the same as was granted to the Chemung Bridge Company, and be entitled to and enjoy all the privileges, powers and immunities granted to, and be subject to all the restrictions, penalties and reservations imposed upon the Chemung Bridge Company aforesaid, by the act of assembly incorporating the same, passed the fourteenth day of April, Anno Domini one thousand eight hundred and thirty-four.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1128.

A Supplement

To an act, entitled "An Act to incorporate the Pottsville Iron, Steel and Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the time for the payment of the enrolment tax in an act, entitled "An Act to incorporate the Pottsville Iron, Steel and

Coal Company," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby extended for one year from the date of the approval of this act, with like effect as if the same had been paid within one year from the date of the approval of the original act, and that in lieu of the bonus required to be paid by the sixth section of said act, the said company shall pay a bonus of one-quarter of one per centum, payable in instalments as provided for by said act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1129.

An Act

To incorporate the United Associates for mutual assurance and beneficial purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George W. Waitt, George F. Fitts and William R. Allen, Corporators. and their associates and successors, be and they are hereby created a body politic and corporate, by the name and title of the United Associates, and by that name shall have perpetual succession with all the powers, privileges and franchises Title. Powers and privileges. incident to a corporation, with power to adopt a common seal and alter the same; also to ordain and establish such by-laws as they may deem proper to carry out its objects and for its government, and the same to alter, add to, amend or repeal: *Provided,* The said by-laws shall not conflict with the constitution and laws of this commonwealth.

SECTION 2. The capital stock of this corporation shall be fixed at one hundred thousand dollars, and be divided into shares of one hundred dollars each, but the capital stock may be increased not exceeding one hundred thousand dollars at any annual meeting of the stockholders, a majority voting for the same, and such increase of capital shall never exceed in the aggregate one million of dollars; assessments on the shares may be called in in such amounts and at such times and on such conditions as the by-laws shall provide. Capital stock. Assessments on shares.

Further powers.

SECTION 3. This corporation may purchase and hold real, personal and mixed property, and receive, by gift or bequest, any property, and may sell and transfer the same at pleasure, and may insure and re-insure the lives and property of its stockholders in such manner and on such terms as may be agreed and provided for by its by-laws, and may execute trusts and receive moneys and property in trust and for safe-keeping in such manner and on such terms as may be agreed upon and as may be fixed by its by-laws, and may invest and re-invest only in government, state, city and real estate securities, except it be to its own stockholders, and then only on satisfactory security.

May appropriate portion of profits to benevolent objects.

Directors.

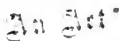
Office.

SECTION 4. This corporation may appropriate, not exceeding one-fourth of its profits, to such benevolent objects as may be, from time to time, decided by its managers in accordance with the provisions of the by-laws; and the affairs and management of this corporation shall be vested in a board of not less than five nor more than eleven directors, who shall be chosen, by ballot, at the annual meeting of the stockholders to be held as provided by the by-laws; the directors shall hold office until their successors shall have been elected, and they may declare dividends from the accumulated profits on the amount actually paid in, and may do all such acts and things appertaining to the well-being and prosperity of this corporation as to them shall appear lawful and proper to promote its best interests: *Provided*, Its operations shall be defined by its by-laws, and its principal office shall be located in the city of Philadelphia.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.
JNO. W. GEARY.

No. 1130.



To incorporate the Supreme Council of the Sons and Daughters of America.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That George P. Oliver, Sarah Bassler, Andrew Drummond, Susan Reese, Louis N. Bernheim, Henry Clay, Charity W.*

Jones, Lizzie Lequin, Richard Conner, Addie Till, Frank M. Carlin, Isabella B. Conner, Jacob Stout, Rebecca B. Deacon, Lizzie Ely, Jennie Stinger, John W. Walker, Abbie Fite, Alexander Lemmon, Anna Rink, John W. Walters, George Megarge, Catharine Shugard, Maggie Cline, Phœbe A. Walker, John J. Fullmer, Albert C. Drovín, Jesper H. Holman, Clara Gibson, Robert Ingram, M. Holman, Benjamin F. Gibson, Elizabeth B. Wetzel, Henry Pederick, Robert Ingram, James A. Marshall, Peter A. Gernoud, William J. Kennard, Henry Goodwin, Jacob Brown, Rebecca Roberts, S. Brown, Jos. T. K. Plant, R. Toland, S. Baird Wolfe, William H. Boyle, Jas. F. Milligan and Martin Goldsmith, now associated together as the supreme council of the Sons and Daughters of America, be hereby themselves, their associates and successors created a body politic and corporate, in deed and in law, by the name, style and title aforesaid, and by the same ^{Title.} name they shall have perpetual succession and, all and singular, the privileges, immunities and franchises incident to a corporation.

SECTION 2. The said corporation shall have power to issue ^{Powers.} or cause to be issued charters or warrants to all councils of the order, and to make and establish laws and perform such acts for the government of their society as may be necessary to effect, all and singular, the objects, interests and purposes of their association, which said objects, interests and purposes are now defined in their printed constitution in the words following, to wit:

OBJECTS.

First. To establish a sick and funeral fund.

^{Objects.}

Second. To establish a fund for the relief of the widows and orphans of deceased members.

Third. To assist each other in obtaining employment.

Fourth. To encourage each other in business.

SECTION 3. And the said corporation shall have a common ^{Seal.} seal, and shall have power to break, alter and renew the same

at pleasure, and shall elect such officers at such times and ^{Officers.} places as they may deem proper: *Provided*, That the constitution, by-laws, ordinances and all acts of the said corporation shall not be contrary to this charter nor to the constitution or laws of the United States or of this commonwealth.

<sup>Constitution,
by-laws, &c.</sup>

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1131.

An Act

To incorporate the Merchants' Life Insurance and Trust Company of Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That William B. Rudy, Lewis L. Huntzinger, F. W. Snyder, Jacob Kantner and Henry W. Snyder, and all others who may be hereafter associated with them and their successors, shall be and they are hereby constituted and declared to be a body politic and corporate, by the name, style and title of the Merchants' Life Insurance and Trust Company of Schuylkill county, with all the rights, privileges, and be subject to all the restrictions set forth in the act, entitled "An Act to incorporate the Schuylkill Haven Mutual Life and Health Company of Schuylkill Haven," approved the nineteenth day of April, Anno Domini one thousand eight hundred and fifty, and the supplement thereto, approved the seventeenth day of February, Anno Domini one thousand eight hundred and fifty-four.

Title.

Rights, privileges, &c.

SECTION 2. The business of the said corporation shall be carried on in such a place, in the county of Schuylkill, as may be agreed upon by the corporators, or a majority of them, named in the first section of this act.

Where business to be carried on.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1132

An Act

To incorporate the Real Estate Exchange Company of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That George W. Hutchinson, C. M. Hall, William M. Taylor, ^{Corporators.} N. F. Campian, A. D. Boileau, Jonathan Brock and George W. Painter, their successors and assigns, are hereby created a body politic and corporate by the name and style of the Real Estate Exchange Company of Philadelphia, and by that name and title shall be known and have perpetual succession, and be capable of suing and being sued, impleading and being impleaded, and shall have a common seal and alter and renew the same at pleasure.

SECTION 2. That the incorporators herein named, or their assigns, or a majority of them, are hereby empowered to establish and organize a Real Estate Exchange in the city of Philadelphia for the use and accommodation of material men, builders, contractors, dealers and others. ^{Organization of Real Estate Exchange authorized.}

SECTION 3. That the said company shall have the right and privilege to lease, hold, buy, sell and exchange all description of property, real and personal, merchandise, building materials, mortgages, bills and other evidences of debt, and make loans upon the same, on such terms, and at such rates and for such time as may be agreed upon between the parties, and hold as collateral therefor such mortgages, merchandise or evidence of debt, and may erect buildings and hold, sell, lease or exchange the same. ^{Privileges.}

SECTION 4. That the capital stock of the said company shall consist of ten thousand shares of the par of five dollars, and shall be issued to the subscribers; the incorporators herein named, or the board of directors, may increase the same from time to time, making such an assessment upon it as they may deem necessary, and no further assessment shall be made thereon. ^{Capital stock.}

SECTION 5. That the board of directors shall consist of nine, to be chosen by the stockholders, to serve for such a period as the by-laws may prescribe; the officers shall consist of a president, vice president, treasurer and secretary, and such others as the board of directors may think proper; each share of stock shall be entitled to one vote, to be given in person or by proxy. ^{Directors.} ^{Officers.}

SECTION 6. The board of directors shall have power to make and ordain all by-laws not inconsistent with this act or the federal or state constitution. ^{By-laws.}

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES B. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1133.

An Act

Relating to the Somerset and Clearfield Coal Company.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That the Somerset and Clearfield Coal Company shall be able and capable in law to take, receive and hold, in fee simple, or to lease, five hundred acres of lands in such counties as to the directors may seem advisable, with power to mortgage, sell, lease, or otherwise dispose of the same, or any part thereof; and the said company shall have and exercise in such counties all the rights, powers and privileges which have been granted by the act of incorporation and the supplements thereto.

May hold additional lands, &c.

Charter perpetual.
May maintain telegraph.
Bonus.

Individual liability.

SECTION 2. Said company shall have perpetual succession, shall have power to make and maintain a telegraphic line on their road for their own use, shall only pay a bonus on their capital stock, and on any increase thereof, for mining and manufacturing purposes, and the stockholders of the company shall only be individually liable for debts contracted for mining and manufacturing purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1134.

An Act

To incorporate the Towanda Passenger Railway Company.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That M. C. Mercur, G. F. Mason, J. M. Ward, Joseph Powell, W. W. Kingsberry, Wm. Ditttrich, Henry C. Porter, John P. Cox and Geo. D. Montanye, and those who may hereafter be

Corporators.

come associated with them as stockholders, be and hereby are incorporated and constituted a body politic and corporate under the name, style and title of the Towanda Passenger Railway Company, with all the rights and privileges, and subject to all the conditions and restrictions conferred or imposed by an act to regulate railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, so far as the same are not altered or supplied by this act.

Title.
Rights, privileges, &c.

SECTION 2. That the capital stock of said company shall consist of eight hundred shares of twenty-five dollars each; said company shall also have the right to issue bonds to an amount which, with the capital stock subscribed, will complete and equip said railway; said bonds to be with or without coupons, and to bear interest at the rate of seven per centum per annum, payable semi-annually, and to be secured by mortgage on said railway and on all the property of the company, real and personal, and the franchises granted by this act; *Provided*, No bond shall be issued for a less sum than one hundred dollars.

Capital stock.

May issue bonds.

SECTION 3. That said company is authorized to construct a railway, to be used exclusively with horse power, commencing at or near the south end of Main street, in the borough of Towanda, in the county of Bradford, and from thence, on said Main street, north to Canal street; thence upon any of the streets, avenues or roads in said borough; with the right also to cross any lands in said borough that the directors of said company shall think most advantageous to secure the most feasible and practicable route to the depot of the Pennsylvania and New York Canal and Railroad Company, in said borough; with the right also to construct such turn-outs and sidings, at and between the terminal points of said railway, as shall be necessary for the proper working of the same.

Authorized to construct railway.

Route.

Turn-outs and sidings.

SECTION 4. That before commencing to use the streets, avenues or roads of the borough through which the line of said railroad shall be located the consent of the common council of said borough shall first be obtained, and such consent shall be deemed to have been given if said council shall not, within thirty days after the passage of this act, by ordinance duly passed, signify their disapprobation thereof, so far as the same concerns them; and said council may, by ordinance, duly authorize said railway company to grade such of said streets and avenues as are not then graded along the line located for said railway, upon terms and conditions such as shall be agreed upon between said councils and the directors of said company.

Consent of council to be obtained before using streets.

Council may authorize company to grade streets.

SECTION 5. That when damages cannot be agreed upon by said company and the owners of any lands through which said railroad may be located the same shall be settled in the manner provided by the act to regulate railroad companies aforesaid.

Damages.

SECTION 6. That said company shall have the right to purchase such real estate, and erect or cause to be erected such buildings and improvements thereon, from time to time, and to use and hold the same; and further, to have the right to

May purchase real estate and erect buildings.

May purchase equipments. purchase all necessary equipments, such as horses, cars and other vehicles, and all needful appendages for the conveyance of passengers, baggage, merchandise, et cetera, on and over said railway, as may be deemed necessary or convenient for the accommodation of said company and the public.

organization. SECTION 7. That the persons hereinbefore named, or a majority of them, may proceed to organize said company and obtain subscriptions to the capital stock thereof; and when twenty per cent. of the capital shall have been subscribed and not less than ten per cent. of the amount subscribed paid in, they, together with said subscribers shall, after due notice published in one or more newspapers in Towanda, organize said company by the election of five directors, to serve until the first annual election and until their successors are duly elected, the directors shall elect a president, secretary, treasurer and such other officers as may be deemed expedient and necessary.

Officers.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1135.

An Act

To incorporate the Novelty Power Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That G. Dock, Elihu Pedrick, J. Kaufman, H. Richards, or a majority of them, and such other persons as may hereafter become associated with them and their successors, be and they are hereby incorporated into a body politic and corporate, in deed and in law, by the name, style and title of the Novelty Power Company, and shall have perpetual succession, and all the privileges and immunities belonging to a corporation, may sue and be sued, plead and be impleaded, complain and defend in all courts of law and equity, may purchase, receive, have, hold and enjoy to them, their successors and assigns, all estate, real, personal and mixed, as may be necessary for the purposes of the company, and the same, from time to time, may sell, convey, mortgage, grant, alien and dispose of, may make dividends of such portions of their profits as they

Corporators.

Title.
Powers and Privileges.

may deem proper, payable at such times and in such manner as the directors may elect; and also make and have a common seal, the same to alter and renew at pleasure; and also may establish such by-laws, ordinances and regulations as may appear necessary for the government of the corporation, and upon the filing of a certificate in the office of the secretary of the commonwealth, may change the name of the said corporation, and may generally do, all and singular, the matters and things which to them shall lawfully appertain to do for the well-being and business of the corporation.

SECTION 2. That the capital stock of said company shall be one thousand shares, of twenty dollars each, with power, by a vote of a majority of the stockholders, to increase the same to such an extent as may be deemed necessary to carry out the objects of the corporation; and the said company may issue bonds, secured by mortgages upon the property, income and franchises of the company, bearing interest at a rate not exceeding seven per cent. per annum.

SECTION 3. That the business of said corporation shall be the receipt, delivery, transportation, storage, transmission, conveyance of goods, merchandise, letters, packages, messages, parcels, property of any and every kind and description; and it shall have power to provide such means, offices, structures, agencies and appliances, mechanical and otherwise, and to use, hire, operate, construct and maintain the same as it may deem necessary for its purposes, and shall be entitled to all the provisions and privileges and subject to all the restrictions (except the proviso at the end thereof) which are conferred, set forth, referred to and granted in and by the third section of an act to incorporate the Dispatch Company, approved the eleventh day of April, eighteen hundred and sixty-six, as fully as if all of said privileges had been herein specifically set forth and recited at length; and may make and enforce its contracts and establish, regulate and collect its charges, and shall have, enjoy and exercise all the rights, powers and privileges granted in and by this act, and the third section of the act incorporating the Dispatch Company as aforesaid, any law or ordinance to the contrary notwithstanding: *Provided*, That nothing herein contained shall be construed to authorize the construction of an ordinary locomotive railroad for the conveyance of passengers upon the surface of the ground.

SECTION 4. That a majority of the corporators named in the first section of this act shall proceed to organize said company by electing a president and not less than three directors, who shall hold their office until their successors are chosen by the stockholders; and the said president and directors may receive and collect subscriptions to the capital stock and call in assessments upon the same, and may elect or appoint officers and agents to carry on the business of the company, and may do all other matters and things necessary to conduct its business; the time and place of holding the annual meetings of the company, and the number and term of office of the directors, may be fixed by the by-laws, and at all elections (except for the first president and board of di-

Capital stock.

May issue bonds.

Business.

Entitled to certain provisions.

Organization.

Subscriptions to stock.

Officers and agents.

Annual meetings, &c.

Votes.

May unite its stock with that of another corporation.

Taxes to state.

rectors as aforesaid) each share of stock shall entitle the holder thereof, either in person or by proxy, to one vote; it shall be lawful for the company, by a vote of a majority of its stockholders, to unite or consolidate its stock with that of any other corporation chartered by or having corporate privileges in this commonwealth; and the two stocks when united shall form a common stock, and the new organization shall possess the privileges of both companies.

SECTION 5. This corporation shall pay into the treasury of the commonwealth such taxes as now are or hereafter may be imposed by law.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1136.

An Act

To legitimate Esther Catharine Weidman, now of the city of Philadelphia, and confer upon her the rights and privileges of a child born in lawful wedlock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Esther Catharine Weidman, the illegitimate daughter of Isabella Nyce, formerly of Frederick township, Montgomery county, state of Pennsylvania, now of the city of Philadelphia, shall have and enjoy all the rights and privileges to which she would have been entitled as if she were the legitimate daughter of the said Isabella Nyce, now Isabella Small, born to her in lawful wedlock, and shall be able and capable in law to inherit and transmit any estate whatsoever, as fully and effectually as if she had been born in lawful wedlock the daughter of the said Isabella Small.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1137.

An Act

To incorporate the Citizens' Bank of Philadelphia with savings bank privileges.

- SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- That William M. Taylor, George W. Hutchinson, Stephen N. Winslow, Joseph Drenton, Henry Jeffras, George W. Painter, William Wilson, Charles F. Grishock, together with such other persons as shall hereafter become stockholders in the said company, shall be and are hereby created and erected a corporation and body politic, in deed and in law, by the name, style and title of the Citizens' Bank of Philadelphia, and shall so continue until the first day of January, Anno Domini one thousand eight hundred and ninety, and by that name and style shall and may sue and be sued, plead and be impleaded, defend and be defended, and by that name are hereby made able and capable to have, purchase, receive, possess and enjoy and hold, to them and their successors, such real estate as may be necessary to them for the transaction of their business, together with such as may be held by said corporation as security for any debt or received by them in satisfaction thereof, and the same to grant, mortgage, demise and sell; also to make, have and use a common seal, and the same to alter and renew at pleasure; and also, by their president and board of directors, to make, establish and put in execution all such by-laws and regulations as may be necessary for the governing and managing of the said corporation, not inconsistent with the laws of the United States or of this commonwealth.
- SECTION 2.** The business of the said corporation shall be managed and conducted by a president and nine directors, to be elected by the stockholders, who shall convene for that purpose on the first Monday in January in each year, at the office of the said corporation, after two weeks' previous notice being sent by mail to each stockholder, and published in two daily newspapers in the city of Philadelphia three times a week for two weeks, and by ballot elect one person for president and nine persons directors, who shall continue in office for one year; in all elections for president and directors, and at all other meetings of stockholders, each share of stock shall entitle the holder thereof to one vote, but no stockholder or assignee shall vote upon any share of stock upon which an instalment is due and unpaid.
- SECTION 3.** That the capital stock of said company shall be five hundred thousand dollars, which shall be divided into five thousand shares of one hundred dollars each, to be paid in such instalments and at such times as the board of directors shall determine; and when not less than fifty thousand dol-

Corporators.

Title.

Limitation.

Powers and privileges.

Management.

Election of president and directors.

Capital stock.

Organization and commencement of business.	lars of said capital shall have been subscribed, and not less than twenty-five thousand dollars thereof paid in, the said corporation may organize and commence operations under this act.
Office.	SECTION 4. The said corporation shall keep their office in some suitable place in the city of Philadelphia, and shall be empowered to establish and conduct branches or subordinate offices at such places, within the said city, as they may deem expedient; and the said branches or subordinate offices shall be under the direct control and supervision of the president and board of directors hereby directed to be chosen, and shall render full and accurate statements of their condition to the said president and board of directors at least once in every week, and as much oftener as the same may be called for by them.
Branches.	
Banking privileges.	SECTION 5. It shall be lawful for the said corporation to receive deposits of money from individuals, firms and corporations, and to allow and pay such rate of interest for money so received as may be agreed upon between the said corporation and such depositors, and to loan out the same, together with any other moneys they may have, except such moneys as they may receive in their capacity as a savings bank, to be herein-after mentioned, by discounting or purchasing negotiable notes, bills of exchange, drafts and other commercial paper, or upon collateral security of stocks, bonds and other evidences of indebtedness of states, cities, towns and incorporated companies.
May establish department for savings.	SECTION 6. That in addition to the banking privileges hereinafter granted, it shall be lawful for the said corporation to establish a department for savings, and to receive on deposit small sums of money, in such amounts as are usually deposited with banks for savings, and to allow and pay to the depositors in such savings bank department such rate of interest as may be fixed by the board of directors, and they shall repay the amounts so deposited, with the interest thereon, or any part thereof, in sums of not less than five dollars, to the depositors at the place of business of the said corporation at any time during business hours, ten days' notice having been previously given of the intention to withdraw any portion of the said deposits, larger or greater than the sum of twenty-five dollars, which notice may be waived at any time by the president and board of directors, whenever they may deem it best so to do; that the moneys so received on deposit in the savings department shall be kept and remain separate, distinct and apart from the moneys received in the banking department, intended to be withdrawn by check or draft, and shall be invested only in the loans or bonds of the United States, or of this commonwealth, or in the bonds of any city or state authorized to be issued within the United States, or in the stocks or bonds of incorporated companies within this commonwealth, or upon bond and mortgage upon improved real estate within the city of Philadelphia.
Payment of deposits therein.	
Deposits to be kept separate.	
How to be invested.	
May act as treasurer of charitable institutions, &c.	SECTION 7. That it shall be lawful for the said corporation to transact financial business as a natural person, and as such to become and act as treasurer and financial agents of chari-

table and religious institutions and other corporations and persons, and as financial agent of state and city governments and of counties, in the management of their business, and shall give security to such persons and corporations for the faithful performance of the duties of such trusts.

SECTION 8. It shall be lawful for said company to borrow money, but not in excess of its capital stock subscribed, and to secure the same by mortgage on its real estate or pledge of stocks, bonds or otherwise, and on such time as a majority of the directors may deem expedient, but the investment made of moneys received in the savings department shall not be pledged, sold or encumbered for any other purpose than to repay such deposits, or to make new investments thereof.

May borrow money, and secure same by mortgage, &c.

SECTION 9. The president and board of directors shall have the power to create and appoint such officers as they may deem necessary to conduct the business of the said corporation, and to fix the security to be given by each of them; they shall also have power to fill all vacancies occurring in their own body by death, resignation or otherwise; the amount of the president's bond shall be fixed by the stockholders.

Officers.

Vacancies.

Bond of president.

SECTION 10. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now assessed upon such corporations, and such other taxes as are now or may hereafter be required by law.

Bonus and taxes.

SECTION 11. That the legislature hereby reserves the power to alter, revoke or annul the said corporation whenever in their opinion it may be injurious to the citizens of the commonwealth, in such manner, however, that no injury shall be to the corporators.

Reservation.

SECTION 12. That the stockholders shall be personally liable to an amount equal to the capital stock in addition thereto.

Liability of stockholders.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1138.

An Act

To incorporate the Good Templars' Mutual Benefit Association of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That S. B. Chase, James Black, George Coray, L. A. Taylor and Thomas P. Hunt, and their associates, successors and assigns, are hereby created a body politic and corporate in law under the name, style and title of the Good Templars' Mutual Benefit Association of Pennsylvania, and that by that name they shall have perpetual succession, shall have a corporate seal, and be able to sue and be sued, implead and be impleaded in all courts of record and elsewhere, to purchase and receive, share, hold and enjoy, to them and their successors, such real estate as may be required by said company to carry out the objects of said association, and to receive and invest all money in stocks, bonds, mortgages or other security, as the said association, their successors or assigns may deem proper for the benefit of the association, and sell, mortgage and re-invest the same according to the laws of the state of Pennsylvania.

Title.

Powers and privileges.

Membership SECTION 2. Any person between the ages of fifteen and sixty may become a member of the said association under and subject to such rules and regulations as shall be adopted by the company and by signing an agreement, in connection with the application, to pay the sum of two dollars and ten cents on the death or illness of any member in good standing, which each member shall be liable for, and in default of payment thereof after thirty days' notice shall cease to be a member, and shall forfeit all right, title and interest to any insurance in said company, together with the amount he or she may previously have paid.

Officers, by-laws, &c.

SECTION 3. The corporators aforesaid shall have the power to appoint a president, vice president, secretary and treasurer, and such other officers as may be required to carry out the objects of the association, to serve until an election shall be held for the same; also to ordain, establish and put into execution such by-laws and regulations as may be necessary for the government of said association, not in contradiction of this charter or of the constitution of the United States or of this commonwealth, and generally to do, all and singular, the matters and things which to them it shall lawfully appertain to do for the well-being of the association and the due ordering and management thereof.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of May, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1139.

An Act

To incorporate the Union Contract Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Eugene Knight, J. De Wart, L. Evans, S. Ward, their associates, successors and assigns, be and they are hereby authorized to form and be a body corporate, to be known as the Union Contract Company, and by that name shall have perpetual succession, and may sue and be sued in any court whatsoever.

Corporators.

Name.

SECTION 2. That the corporation hereby created shall have power to contract with any person, persons, firm, corporation, or any other party howsoever formed, existing, or that may hereafter exist, to build, construct, maintain or manage any work, public or private, and supply or furnish all needful material, labor, implements, instruments and fixtures of any and every kind whatsoever, on such terms and conditions as may be agreed upon between the parties respectively, and shall have full power and authority to hold and own securities of any form, either as collateral or otherwise, and dispose of the same at pleasure, and shall have power to hold, own and dispose of such other personal or real estate as a majority of the stockholders of said corporation may at any time approve, in writing or by resolution, at any meeting of the stockholders.

Powers and privileges.

SECTION 3. The capital stock of said company shall consist of two thousand shares of stock, of the value of fifty dollars each, being one hundred thousand dollars, with the privilege to increase the same, by a majority of the stockholders, at any annual or special meeting, to such amount as they may, from time to time, deem needful; and the corporators or a majority of them, named in the first section of this act, shall have power to open books for subscriptions at such times and places as they may deem expedient; and when not less than five hundred shares shall have been subscribed, and ten per centum thereon shall have been paid in, the shareholders may elect not less than three nor more than seven directors to serve until the next annual election, or until their successors shall be duly elected and qualified; and the directors so elected of said company, when it shall have been organized, may and they are hereby authorized and empowered to have and to exercise, in the name and in behalf of the company, all the rights and privileges which are intended to be hereby given, subject only to such liabilities as other shareholders are subject to, which liabilities are no more than for the payment to the company of the sums due or to become due on the shares held by them; and should the capital stock at any time be increased, the stockholders at the time of such in-

Capital stock.

Subscriptions.

Election of directors.

Power and authority of directors.

Right of stockholders in case of increase of capital stock.

	crease, shall be entitled to a <i>pro rata</i> share of such increase upon the payment of the par value of the same.
Office.	SECTION 4. The principal office of the said company shall be in the city of Philadelphia, but the directors, under such rules and regulations as they may prescribe, may establish branches or agencies in other parts of the state or elsewhere; all of the directors of said company shall be citizens of the United States, and reside therein, and shall keep a record of their proceedings.
Branches.	
Directors to be citizens.	
Annual election for directors.	SECTION 5. The directors shall be elected annually by the stockholders, on the first Tuesday of March, and they shall elect from their number, at the first meeting of the board after their election, a president, and shall have power to elect a vice president, also a treasurer and secretary, and such other officers, clerks and agents as the business of the company may require; all elections for directors shall be by ballot, and every stockholder shall be entitled to one vote for each share of stock held by him; but no person shall be eligible as director who is not a stockholder to the amount of ten shares; at the annual or special meetings, a quorum shall consist of stockholders owning at least one-half of the capital stock.
Officers.	
Votes.	
Who may be a director.	
Quorum.	
Annual election, notice of, and how conducted.	SECTION 6. Ten days' notice shall be given by publication in two newspapers, published in the city of Philadelphia, of the time and place of the annual election, which election shall be conducted by three stockholders, one of whom shall act as judge and the other two as inspectors.
By-laws.	SECTION 7. The board of directors shall make all by-laws necessary for conducting the business of the company, which by-laws shall at all times be accessible to all persons transacting business with them; the directors shall have power to require payment of the amount remaining unpaid on the stock of said company, at such times and in such proportions as they shall think proper; the said assessments to be made as the by-laws of said company shall direct.
Payment of amount remaining unpaid on stock.	
Bonus.	SECTION 8. The said company shall pay to the state treasurer, for the use of the state, a bonus of one-quarter of one per centum on the sum required to be paid in previous to the organization, in two equal annual instalments, the first payment to be made at the time of organization, and the other in one year thereafter, and also a like bonus on all subsequent payments on account of the capital stock of said company or any increase thereof, payable in like manner, and in addition to such bonus shall pay a like tax upon dividends exceeding six per centum per annum, as is or may be imposed by law on similar corporations, and shall have the privileges conferred on the Continental Improvement Company by its act of incorporation and supplements.
Tax upon dividends.	
Further privileges.	

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of December, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

APPENDIX—1871.

No. 1140.

An Act

• To incorporate the Bailly's Station Rope Ferry Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all persons who shall hereafter become associated for the purposes hereinafter mentioned, shall be and they are hereby created and declared a body politic and corporate, by the name, style and title of the Bailly's Station Rope Ferry Company, in the county of Perry, and they and their successors and assigns, by the name aforesaid, shall have continual succession, and shall be able to sue and be sued, plead and be impleaded in all courts of record and elsewhere, and to purchase, receive, have, hold and enjoy to them and their successors, lands, tenements and hereditaments, goods and chattels, choses in action, and the same to sell, grant, alien, demise, mortgage, pledge or dispose of; and also to use the private seal of the officers, and also to ordain, establish and put in execution, by-laws, ordinances and regulations, as shall be necessary and convenient for the government of the said corporation. Incorporation.
Title.
Powers and privileges.

SECTION 2. The capital stock of the said company shall not exceed two thousand five hundred dollars, in shares of ten dollars each, to be employed by the president and directors of said company in the construction and establishment of a rope ferry or other mode of conveyance of equal facility across the Juniata river, at or near Bailly's Station. Capital stock.

SECTION 3. The subscriptions to the said capital stock shall be taken under the direction of Isaac Meek, George Blattenberger, David Deckard, John Stephens, John Herr, Lewis Acker, Joseph Bailly and George Hoffman, or any two of them, and that as soon as one hundred shares are subscribed, the said Isaac Meek, George Blattenberger, David Deckard, John Stephens, John Herr, Lewis Acker, Joseph Bailly and George Hoffman, or any two of them, shall call a meeting of the subscribers to said capital stock, giving at least two weeks' notice in one or more newspapers, of the time and place of such meeting; and the subscribers assembled in pursuance of such notice, shall choose, by ballot, from among themselves, by a majority of the votes, delivered in person or by proxy, each share of stock being entitled to one vote, a president, five directors and treasurer, whose respective duties shall be prescribed by the by-laws, which the said company is hereby authorized to make, who shall continue in office until their Subscriptions.
Election of president, directors and treasurer.

Annual meet-
ing of stock-
holders.

successors shall be elected, at the annual meeting of the stockholders of said company, which annual meeting shall take place on the first Monday of February; reasonable notice of said annual meeting shall be given by the president of said company.

Tolls.

SECTION 4. The said corporation shall receive from persons passing over said ferry, such tolls as are customarily paid at other ferries of like nature, for persons and property, and in default of payment of such toll, the said corporation is hereby authorized to ask, demand, sue for, recover and receive all sums of money due to them by way of ferrage.

Penalty for in-
juring property
of company.

SECTION 5. If any person or persons shall wilfully pull down, cut, break, or in any manner injure or destroy any posts, ropes, wires, chains, boats or other property belonging to the said company, he, she or they so offending, shall each and every of them forfeit and pay to the said company the sum of fifteen dollars, in addition to all damages sustained by the said company, to be recovered as debts of like amount are by law recoverable, or in default of payment thereof, undergo imprisonment in the county prison for any term not exceeding three months, at the discretion of the justice before whom suit is brought, or in his absence, before any other justice.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1141.

An Act

To authorize John Ferguson to adopt John Albert Ferguson as his heir.

WHEREAS, John Ferguson, of Independence township, Beaver county, is desirous of adopting John Albert Ferguson as his heir, and the said John Albert Ferguson is over the age of twenty-one years; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Albert Ferguson, of the township of Independence, in the county of Beaver, be and he is hereby made the heir-at-law of John Ferguson, to be capable of inheriting the estate and property of the said John Ferguson as fully, to all intents

and purposes, as if he had been begotten by him in lawful wedlock.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini
one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1142.

An Act

To confer upon Edwin Wasson, adopted son of John U. Wasson and
Emeline Wasson, his wife, the rights of a child born of their
bodies.

WHEREAS, John U. Wasson and Emeline Wasson, his wife,
of the township of Patton, county of Centre, and state of
Pennsylvania, have brought up and maintained, from infancy,
Edwin Wasson, and have adopted him as their own child, and
who is now above the age of twenty-one years; therefore,

SECTION 1. *Be it enacted by the Senate and House of Represen-
tatives of the Commonwealth of Pennsylvania in General Assem-
bly met, and it is hereby enacted by the authority of the same,*
That Edwin Wasson, adopted son of John U. Wasson and
Emeline Wasson, his wife, shall have and enjoy all the rights,
liberties and privileges, and be subject to all the duties and
obligations of a son of the said John U. Wasson and Emeline
Wasson, his wife, and shall be able and capable of inheriting
their estate as fully and effectually as if he was their son born
of them in lawful wedlock.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini
one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1143.

An Act

To declare Silas R. Province, of Greene county, Pennsylvania, who is over twenty-one years of age, an adopted son and heir-at-law of Joseph Y. Province, of Fayette county, Pennsylvania, as if born in lawful wedlock.

WHEREAS, Joseph Y. Province, of Fayette county, Pennsylvania, has petitioned the Senate and House of Representatives of the commonwealth of Pennsylvania in general assembly met, to declare Silas R. Province, of Greene county, Pennsylvania, who is a natural son of the said Joseph Y. Province, and who is over the age of twenty-one years, a lawful heir of the said Joseph Y. Province and adopted son of him, the said Joseph Y. Province, the courts having no jurisdiction.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Silas R. Province, of Greene county, Pennsylvania, a natural son of Joseph Y. Province, of Fayette county Pennsylvania, be and is hereby made the adopted son of the said Joseph Y. Province, and heir-at-law of the said Joseph Y. Province, with all the rights and privileges of a son born in lawful wedlock.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy-one.
JNO. W. GEARY.

No. 1144.

An Act

To incorporate the Conestoga Valley Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That J. H. Jacobs, of Berks county, A. B. Reidenbach, Levi S. Reist, Joel Wenger, H. B. Grabill, Reuben Reidenbach, Daniel Overholser, C. S. Hoffman, Theodore Kinzer, Levi Watts, Joseph Overholser, James M'Caa, Isaac Weaver, (miller,) Thomas E. Franklin, Benjamin Ritter, of Lancaster county, Jacob Kurts, Senior, John Plank, of Berks county, John J. Stoltzfuz and Samuel M. Seldomridge, of Lancaster county, or any five of them, be and they are hereby appointed commissioners to open books and receive subscriptions, and organize a company by the name, style and title of the Conestoga Valley Railroad Company, with power to construct a railroad from a point on the Reading and Columbia railroad, in the township of Penn or Warwick, in the county of Lancaster, and thence, by the most available route, to a point at or near Springfield, on the line of the Wilmington and Reading railroad, in the county of Chester; and the said railroad company shall be entitled to all the privileges and subject to all the restrictions and provisions prescribed by an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, except so far as the same may be altered or supplied by this act.

Commissioners.

Title.

Construction of railroad authorized.

Subject to.

SECTION 2. That the capital stock of said company shall consist of two thousand shares of fifty dollars each: *Provided*, That the said company may, from time to time, by a vote of the stockholders, or otherwise, as hereinafter mentioned, increase their capital stock to an amount sufficient to complete said road and to carry out the true intent and meaning of this act.

Capital stock.

SECTION 3. That said railroad company is hereby authorized to construct branches or lateral railroads, not exceeding nine miles in length, to any mines, quarries or manufactories, or to connect with any other railroads in the counties of Lancaster, Chester and Berks, to project and construct additional tracks, sidings, turn-outs, depots, water stations, engine houses, shops, offices, telegraph wires and all necessary buildings, houses, shops and offices, together with platforms and schutes for loading and unloading ores and minerals; and whenever the said company shall enter upon the lands for the purpose aforesaid they shall stake off and designate the boundaries of the same, and make an accurate survey and draft thereof, upon which shall be based all legal proceedings for the recovery or adjustment of damages.

May construct branches, erect telegraph wires &c.

To stake off boundaries when entering upon lands.

SECTION 4. That the president and directors of said company shall have the power to borrow money, from time to time, in such sums and at such rates of interest, not exceeding eight per cent. per annum, as they may think proper for the construction of said railroad and the procuring of the rolling stock therefor, and to pledge the said road, rolling stock and franchises, or any part thereof, for the payment thereof: *Provided*, That said company shall not issue bonds for a less denomination than one hundred dollars, and the said bonds may be convertible into capital stock of said company at the option of the holders thereof, or otherwise, as the said president and directors may elect.

President and directors may borrow money and pledge property.

Provided.

Proceedings in
cases of dis-
agreement as to
damages.

SECTION 5. That in all cases where said company and the owners of land and materials cannot agree upon the amount of damages claimed, either for land or materials, the said company may tender a bond, with sufficient security, to the party claiming damages, the condition of which shall be that the company will pay or cause to be paid such amount of damages as the party shall be entitled to receive, after the same shall have been agreed upon by the parties, or assessed according to law: *Provided*, In case the party or parties claiming damages refuse to accept the bond or bonds tendered by said company, the said company may in such case present their bond or bonds to the court of common pleas of the proper county, or to any one of the judges thereof, and if the said court or any of the judges thereof approve the security they shall direct the said bond or bonds to be filed in the prothonotary's office of said court for the benefit of those interested, whereupon the said company may enter upon or take possession of such lands and materials.

Proceedings
where owners of
lands and ma-
terials are
minors, &c.

SECTION 6. That in all cases in which the owners of land and materials are minors, lunatics or habitual drunkards, it shall and may be lawful for the guardians or committees of such owners and the said company amicably to adjust the amount of damages to be paid, if they can agree, and on payment of the amount it shall be lawful for such guardians or committees to release said company from all claims therefor, and to execute all necessary papers in the premises; in case the said parties cannot agree the said company may proceed as is provided for in the fifth section of this act.

Directory.
Quorum.

SECTION 7. That the number of directors shall be ten; and the president and six directors of said company shall constitute a quorum to do business.

When road to
be completed.

SECTION 8. That the said Conestoga Valley Railroad Company shall complete their road, so far as to make it ready for running order, in five years from the first day of April, Anno Domini one thousand eight hundred and seventy-one: *Provided*, That the right to construct branches, additional tracks, sidings, turn-outs, depots, water stations, shops, offices, telegraph wires and all necessary buildings, houses, shops and un-offices, together with platforms and schutes for loading and unloading ores and materials, as provided in the third section of this act, shall not terminate with such completion but shall continue as corporate powers of said corporation.

Proviso.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy-one.
JNO. W. GEARY.

No. 1145.

An Act

To authorize the building of piers along the east bank of the Susquehanna river, at the borough of Millersburg, in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That N. C. Freck and company, and their legal representatives be and they are hereby authorized to erect, keep and maintain ten piers in the Susquehanna river, on the eastern side, near their saw mills, at any point on said river, from the southern boundary of their lands to the northern boundary of the same, for the purpose of protecting their timber rafts from loss by storm, high water and ice: *Provided further,* They shall have power to erect said piers in the bed of said Susquehanna river beyond low water mark, sufficiently distant from the banks of said river to enable them to secure their timber rafts from loss: *Provided,* That they shall only erect piers in the Susquehanna river when they are the owners: *Provided,* That it does not interfere with the navigation of said river.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1146.

An Act

To incorporate the Connellsville and New Haven Gas and Water Company in the county of Fayette.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph Johnson, Christopher S. Sherrick, Ed. Dean, David Welsh and Ellis Phillips, and their successors and asso-

Corporators

Name.	ciates be and the same are hereby constituted a body politic and corporate, by the name and style of the Connellsville and New Haven Gas and Water Company, and by the said name they and their successors shall and may have perpetual succession, and shall be in law capable of suing and being sued, pleading and being impleaded in all courts and judicatories whatever, and also of contracting and being contracted with relative to the business and objects of said corporation as hereinafter declared; and they and their successors may have a common seal and may change and alter the same at pleasure, and shall power to lease and purchase, in fee simple or otherwise, such real estate as may be necessary for carrying on the business of said corporation, and in their corporate name to borrow money, and to make and execute obligations for the liabilities created in the transaction of said business of the corporation.
Powers and privileges.	
Authority to supply gas and water and erect works.	SECTION 2. The said corporation shall have exclusive authority to supply with gas-light or water, the boroughs of Connellsville and New Haven, and their vicinities, in the county of Fayette, and such persons, partnerships and corporations residing therein, as may desire the same, at such price as may be agreed on, and also to make and erect within or adjacent to said boroughs the necessary buildings, machinery and apparatus for manufacturing and distributing the same.
Right to enter upon streets, &c.	with the right to enter upon any public street, lane, alley or highway for the purpose of laying down pipes, altering, inspecting and repairing the same, doing as little damage to said streets, lanes, alleys or highways, and impairing the free use thereof as little as possible.
Capital stock.	SECTION 3. That the capital stock of the said corporation shall be thirty-five thousand dollars, to be divided into shares of twenty-five dollars each, and may be increased, from time to time, not to exceed seventy thousand dollars, as the managers thereof shall deem necessary, for all of which stock certificates shall issue, signed by the president and countersigned by the secretary, and sealed with the common seal of said corporation, which certificates shall be transferable only by the owner thereof, or by attorney duly authorized for that purpose, in the presence of the president or secretary, in a book kept for that purpose by said corporation.
Certificates.	
Organization.	SECTION 4. That the said named persons, or a majority of them, shall, as soon as one hundred shares are subscribed, give at least two weeks' previous notice in two newspapers published in said county of Fayette, of the time and place by them appointed for the subscribers to meet in order to organize the said company, and to choose by a majority of the votes of the said subscribers by ballot, to be given in person or by proxy duly authorized, six managers, to serve until their successors shall be duly elected, which shall be annually on the first Monday of March thereafter; and said managers shall have power to select one of their number as president, and also a secretary and treasurer to serve for the same term; and the manner of conducting said election shall be prescribed in the by-laws of said corporation; and at all elections the stockholders shall be entitled to one vote for each share of stock
Election of managers.	
Votes.	

bona fide held by him, her or them, either as trustees, executors or administrators at the time of holding said election: *Provided*, That in case of a vacancy in the board of managers the same may be supplied by an election held by a residue of the board until the next annual election.

Vacancies.

SECTION 5. That the board of managers of this corporation shall have power to make by-laws for their own regulations not inconsistent with the laws of this commonwealth, and shall keep minutes of their proceedings, which shall at all proper times be open to the inspection of the stockholders, and all such acts and things for the proper regulation and government of the corporation as they may deem necessary; they shall have power to declare dividends of so much of the net profits of the corporation as shall appear to them to be advisable, and at such times as the by-laws may fix, which shall be paid to the stockholders on demand ten days after the same shall have been declared.

By-laws.

Minutes of proceedings.

Dividends.

SECTION 6. That if any person or persons shall open a communication into the gas or water pipes of the said company without authority from the proper officers thereof, or shall let on the gas or water after it has been stopped by order of the company or its authorized agent, or use any gas without drawing it through the metres put up for the purpose of measuring the same, or shall put up any pipes or burners without having them inspected and approved by the proper officers appointed by the corporation to inspect, at proper times and under proper circumstances, the pipes, metres and burners, et cetera, put up in any building, he she or they so offending shall be subject to a penalty of not less than twenty nor more than eighty dollars, to be recovered before any justice of the peace as debts under one hundred dollars are recovered, one-half to go to the informer, who shall be a competent witness, and the other half to go to the company.

Penalty for taking gas or water without authority.

SECTION 7. That if any person shall wilfully or maliciously do, or cause to be done, any act or acts whatever, whereby any building, construction or works of said company, or any other gas or water pipe, gas post or water hydrant, gas burner or reflector, or any matter or thing appertaining to the same shall be stopped, obstructed, injured or destroyed, the person or person so offending shall be considered guilty of a misdemeanor, and may be therefor indicted in the court of quarter sessions of said county, and upon conviction thereof shall be punished by a fine not less than fifty dollars or more than five hundred dollars, or be imprisoned for a period of time not less than ten nor more than ninety days, or both, at the discretion of the court: *Provided*, That such prosecution shall in no way impair the right of said company to full compensation in damages in a civil suit.

Punishment for injuring works of company.

SECTION 8. That if any subscriber for stock to said company, or his, or her or their assigns, shall refuse or neglect to pay any instalments called for by said company at the place appointed, and the same shall remain unpaid for twenty days after the time so appointed, he, she or they shall, in addition to the instalment called in, pay at the rate of five per centum per month for delay, and if the same shall remain so long that

Failure to pay instalments, relative to.

the penalty shall amount to the sum actually paid in by said stockholder, it shall be in the power of the said company to forfeit said stock, and the amount paid thereon may be disposed of by the said company as will best promote their objects.

Managers may
issue certificates
of credit.

SECTION 9. That the managers of said company are hereby authorized to issue certificates of credit or evidences of indebtedness for any sum or sums of money, not exceeding twenty thousand dollars at any one time, for the purpose of aiding them in the construction of their works and managing the business of the company; said certificates shall be signed by the president and attested by the secretary, and shall have such interest as may be agreed upon, not exceeding ten per centum per annum; said certificates shall be made payable at the office of the company within twenty years from the time of issuing thereof: *Provided*, That said certificates shall not issue for a less sum than one hundred dollars; and to secure the payment of said certificates there shall be a general mortgage given upon the real estate and all the effects of said company, for the benefit of such person or persons as may at any time hold said certificates.

Corporators
may assign
powers and pri-
vileges granted.

SECTION 10. That the corporators hereinbefore named, or a majority of them, shall have the right to assign and transfer all the franchises, powers and privileges herein given and granted to whomsoever they may see proper, and the assignees, when the same shall have been assigned and transferred as herein allowed, shall possess and enjoy the same franchises, powers and privileges as the original corporators may or could have done had no such assignment or transfer been made.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1147.

An Act

To incorporate the Allegheny Bank of Pittsburg, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That J. W. Cook, D. R. Galway, C. C. Hussey, John M. King, J. H. Shoenberger, John Caldwell, George W. Cass, R. F. Symth and J. H. Stewart, and their successors, shall be and they are hereby created a body politic and corporate, by the name and style of the Allegheny Bank of Pittsburg, to be located in the city of Pittsburg, and by that name shall have perpetual succession, and may sue and be sued in any court whatever, and may have a common seal, may alter or renew the same, also may have the right to own and hold real estate and improve and dispose of the same at pleasure.

SECTION 2. The capital stock of said bank shall consist of ten thousand shares of the value of fifty dollars each, with the privilege of increasing the same by a vote of the stockholders to twenty thousand shares of like value per share, and when the capital stock is so increased the stockholders shall have the right to take the shares authorized by such increase at such price as the board of directors may name: *Provided*, That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of new stock in such manner as they may deem best.

SECTION 3. The corporators, or a majority of them, shall have power to open books for subscriptions to the capital stock at such times and places as they may deem expedient; and when one thousand shares or more of said stock shall have been subscribed and ten per centum thereon of the same paid in, the shareholders may elect nine directors, one of whom shall be president, to serve until the next annual election or until their successors shall have been duly elected and qualified.

SECTION 4. The board of directors shall make all by-laws necessary for conducting the business of the bank, which by-laws shall be at all times accessible to those doing business with the bank; the board of directors shall have power to require payments of any amount remaining unpaid on stock of said bank, at such times and in such proportions as they think proper, and under penalty, in case of non-payment as required, of forfeiture to the bank of such stock and all previous payments thereon; and the board of directors shall have power to refuse to transfer any stock of said bank while the parties owning the same remain in debt to the bank.

SECTION 5. The said bank may receive on deposit, for which interest may be paid in accordance with the by-laws of said bank, and may loan such money on bond and mortgage, on real estate, bonds, or other securities of the state of Pennsylvania or of the United States, or other good and sufficient securities.

SECTION 6. The board of directors shall have power to declare and pay dividends, out of the earnings of the bank, to the stockholders, at such times and in such amounts as to them may seem proper; and said bank shall pay to the state treasurer a tax on such dividends as is or that may be imposed by law.

SECTION 7. The annual election for directors shall be on the second Tuesday of January of each year, unless changed by

Corporators.

to Name.

Privileges.

Capital stock.

Increase.

Subscriptions.

Election of directors.

By-laws.

Payment of amounts remaining unpaid on stock.

Deposits.

Loans.

Dividends.

Tax to state.

Annual election for directors.

Officers and agents.	the by-laws of the bank; directors shall elect one of their number president, and shall have power to elect all other officers or agents they may deem necessary for conducting the business of the bank; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by a written proxy, but said proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice, by publication in one of the city papers, shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws; any vacancies occurring in the board, after the regular election, shall be filled by the remaining members of the board.
Votes.	
Notice of elections.	
Vacancies.	
Payment of deposits, &c., to minors or married women.	SECTION 8. That the board of directors shall have power to pay, on application, the check, proper receipt or order of any minor or married woman, such money or any part thereof as he or she may have deposited to his or her credit, or any interest or dividend accruing thereon, without the assent or approval of the parent or guardian of such minor, or the husband or creditors of the husband of such married woman, to attach or in any manner interfere with any deposit, interest or dividend due thereon to such minor or married woman: <i>Provided</i> , That said corporation shall pay into the treasury of the commonwealth, such bonus and taxes as are now or may hereafter be required by law.
Bonus and taxes.	SECTION 9. This charter shall continue for the period of twenty years and no longer; and the legislature shall have power to alter, revoke or annul the same, whenever, in their opinion, it may be injurious to the citizens of the commonwealth, in such manner, however, that no injustice shall be done to the corporators.
Limitation.	
Power to revoke charter.	SECTION 10. The stockholders of said bank shall be individually liable for all debts of bank, in double the amount of stock held by them.
Individual liability.	

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1148.

An Act

To incorporate the Minersville Gas Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Edward Shissler, Joseph C. Gartley, John Wadlinger, John Mohan, James Harley, William Halbauer, John Oerther, Samuel Kauffman, F. C. Bender, Luther S. Kauffman, David A. Jones, and their associates and successors, be and the same are hereby made and constituted a body politic and corporate, by the name, style and title of the Minersville Gas Company; Title. and by said name they and their successors shall and may have perpetual succession, and shall be in law capable of suing Powers and privileges. and being sued, pleading and being impleaded in all courts and judicatories whatever, and also of contracting and being contracted with relative to the business and objects of said corporation, as hereinafter declared; and they and their successors may have a common seal, and may change and alter the same, and shall have power to lease or purchase, in fee simple or otherwise, such real estate as may be necessary for carrying on the business of said corporation, and in their corporate name to make and execute obligations for the liabilities created in the transaction of said business of the corporation and for none other.

SECTION 2. That the said corporation shall have authority to supply with gas-light the borough of Minersville, and its vicinity, in the county of Schuylkill, and such persons, partnerships and corporations, residing therein, as may desire the same, at such price as may be agreed on, and also to make and erect, within said borough, the necessary buildings, machinery and apparatus for manufacturing and distributing the same, with the right to enter upon any public street, lane or highway for the purpose of laying down pipes, altering, inspecting and repairing the same, doing as little damage to the said streets, lanes, alleys or highways, and impairing the free use thereof as little as possible. Authority to supply gas and erect works. Right to enter upon streets, &c.

SECTION 3. That the capital stock of said corporation shall be twenty thousand dollars, to be divided into shares of twenty dollars each, and may be increased, not to exceed fifty thousand dollars, as the directors thereof shall deem necessary, for all which stock certificates shall be issued, signed by the president, countersigned by the secretary and sealed with the common seal of said corporation, which certificates shall be transferable at pleasure by the owner thereof, or by attorney duly authorized for that purpose, in the presence of the president or secretary, in a book to be kept for that purpose. Capital stock. Certificates.

SECTION 4. That the said named persons, or a majority of them shall, as soon as one hundred shares of stock are subscribed give at least two weeks' notice, in two newspapers published in the county of Schuylkill, of the time and place by them appointed by the subscribers to meet in order to organize the said company, and to choose, by a majority of the said subscribers, by ballot to be given in person or by proxy duly authorized, one president and six managers, to serve until their successors shall be duly elected, which shall be annually on the first Monday in January thereafter; and said managers shall have power to appoint a treasurer and secretary to serve during the same time; and the manner of conducting said election shall be prescribed in the by-laws of said corporation; and at all such elections the stockholders shall be entitled to Organization. Election of president and managers.

Votes.	one vote for each share of stock <i>bona fide</i> held by him, her or them, either as trustees, executors or administrators, at the time of holding such elections: <i>Provided</i> , That in case of vacancy occurring, by death or otherwise, in the board of managers, the same may be supplied by an election held by the residue of the board until the next annual election.
Vacancies.	
By-laws.	SECTION 5. That the board of managers of this corporation shall have power to make by-laws for their own regulation not inconsistent with the laws of this commonwealth; and shall keep minutes of their proceedings, which shall at all proper times be open to the inspection of the stockholders, and all such acts and things for the proper regulation and government of the corporation as they may deem necessary; they shall have power to declare dividends of so much of the net profits of the corporation as shall appear to them to be advisable, and at such times as the by-laws may fix, which shall be paid to the stockholders, on demand, ten days after the same shall have been declared.
Minutes of proceedings.	
Dividends.	
Certain provisions applicable to.	SECTION 6. That the provisions of the act of assembly, entitled "An Act to provide for the incorporation of gas and water companies," approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, except in so far as they are supplied by or are inconsistent with this act, are hereby made applicable to the Minersville Gas Company, to be incorporated under this act, and the said company shall be clothed with all the immunities contained in said act.
Stock not subject to taxation.	SECTION 7. That the stock of said company shall not be subject to taxation for any other than state purposes.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy-one.
JNO. W. GEARY.

No. 1149.

A Supplement

To an act, entitled "An Act to incorporate the Delaware County Mutual Protection Company," approved the twelfth day of June, Anno Domini one thousand eight hundred and thirty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act to incorporate the Delaware

County Mutual Protection Company," approved the twelfth day of June, Anno Domini one thousand eight hundred and thirty-nine, be hereby made perpetual, the legislature of this commonwealth reserving the right at any time hereafter to alter, modify or annul its provisions.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1150.

An Act

To incorporate the Bendersville Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Algernon S. Cadwallader, Joseph A. Van Horn, John F. Brown, George Justice, Thomas S. Cadwallader, James Anderson and Charles Sopsis, or a majority of them, be and they are hereby appointed commissioners to open books, receive subscriptions, and organize a company by the name, style and title of the Bendersville Railroad Company, with all the powers and restrictions prescribed by the act, entitled "An Act regulating railroad companies," approved February nineteenth, one thousand eight hundred and forty-nine, and the several acts supplementary thereto. Commissioners.
Title.
Powers and restrictions.

SECTION 2. That the capital stock of said company shall consist of two thousand shares of fifty dollars each; and the stockholders of said company, at a meeting thereof called especially for that purpose, may increase said capital stock to such amount as they may deem expedient, and issue the same in one or more classes, as to preference, if deemed for the best interest of said company. Capital stock.

SECTION 3. That said company shall have power to lay out, construct and operate a railroad from some point near Gettysburg through the valleys of Conewago and Opossum creeks to the village of Bendersville, Menallen township, Adams county, and to the iron mines in the vicinity thereof; and if said railroad shall not have been completed within three years from the passage of this act, the right to construct the same Construction of railroad authorized.
When to be completed.

under this act shall be void, except as to the parts thereof which may then have been constructed.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1151.

An Act

To incorporate the Enterprise Mutual Life Insurance and Trust Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That E. Lloyd, Chas. Thomason and Frank Evans, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, with perpetual succession, in deed and in law, by the name, style and title of the Enterprise Mutual Life Insurance and Trust Company, with all the rights, powers and privileges set forth and granted in and by an act to incorporate the Schuylkill Haven Mutual Life and Health Insurance Company of Schuylkill Haven, approved April nineteenth, one thousand eight hundred and fifty, and the supplement thereto, approved February seventeenth, one thousand eight hundred and fifty-four, and also with the same rights and privileges as are set forth and granted in and by an act to incorporate the Empire Mutual Life Insurance and Trust Company of Pennsylvania, approved April second, one thousand eight hundred and sixty-nine; and the first board of directors of this company shall be chosen by a majority of the corporators above named, such board to consist of not less than four members, to hold office until their successors are elected by the stockholders.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1152.

An Act

To incorporate the American Impervious Stone Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Simon J. Stine, Henry L. Cake, Charles Diebold, George W. Huntzinger, J. O. M'Henry, and their associates, successors and assigns, be and they are hereby constituted a body politic and corporate under the name, style and title of the American Impervious Stone Company, by which name the said corporators shall have perpetual succession and enjoy all the privileges, incidents and franchises usually pertaining to a corporation and not inconsistent with the powers and duties herein set forth, for and during the space of twenty years from and after the passage of this act; and that the capital stock of said company shall be two hundred and fifty thousand dollars, with the privilege of increasing the same, from time to time, to any amount not exceeding five hundred thousand dollars, to be divided into shares of ten dollars each; the above named persons, or such of them as shall by signature accept this charter, and such as they shall associate with them, shall meet, as soon as convenient after the passage of this act, for the purpose of completing the organization under this act, and enacting by-laws for the government of the corporation; at such meeting they shall proceed to elect, by ballot, five directors to serve until the first election of directors in accordance with the by-laws; and annually thereafter the stockholders in said company shall meet at such time and place, as shall be prescribed by the by-laws, to elect directors for said company to serve one year or until their successors shall be duly elected; each share of stock shall entitle the holder thereof to one vote; the directors so chosen shall elect one of their number as president, and all other officers and agents of the corporation shall be by them elected and appointed, as shall be prescribed by the by-laws; upon notice of the acceptance of the provisions of this act, and the election of the board of directors, in the manner aforesaid, to the governor of this commonwealth, there shall be granted, in the usual form, letters patent to the persons named in this act and their associates as corporators.

Corporators.

Title.

Privileges.

Limitation.

Capital stock.

Organization and by-laws.

Election of directors.

Officers and agents.

Letters patent.

Lands, buildings, &c.

SECTION 2. That it shall be lawful for the said corporation to have and hold such lands, buildings and other property, including the letters patent required to prepare building material for use and for sale, in fee or for a term of years, or part in fee and part for a term of years, and to let for a term of years, or to sell a part of said property; and it shall and may be lawful for said corporation, by its board of directors, to place a valuation upon said lands and estates for years as it

Conversion of lands and estates into stock.	shall deem prudent and right, and the same to convert into a common stock, which shall be divided into a convenient number of shares and apportioned among the several corporations, according to such interests as they may have or acquire therein, respectively, immediately before the conveyance of such lands or estates to said company, and for which certificates of stock shall be issued, from time to time, as said lands or estates are acquired, signed by the president, with the corporate seal thereto affixed, and attested by the secretary; such certificates shall be issued and made transferable as the directors may prescribe by their by laws; and the shares of stock so created shall, for all purposes, be deemed and treated as personal estate; that in like manner certificates of stock may be issued for all moneys subscribed or paid into said company for the making of any of the improvements or openings upon their lands or estates, or for any other lawful purpose of the said company.
Apportionment of shares.	
Certificates.	
Lands and mineral rights to be located in state.	SECTION 3. That the lands and rights which the said company may purchase and hold, in fee simple or lease, and hold by virtue of such lease as aforesaid, shall be located in the state of Pennsylvania; and the said company shall have the power and right to develop, improve, use and enjoy said lands and mineral rights and their estates for a term of years, in the same manner and like extent as companies created under the provisions of the act of assembly of this commonwealth, entitled "An Act to make joint tenants, tenants in common and adjoining owners of mineral lands in this commonwealth to manage and develop the same," approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-four, and the several supplements, may develop, improve and enjoy their lands and estates; and that the company hereby created shall have and possess all other rights and privileges except those herein altered or supplied conferred by the aforesaid act and its several supplements: <i>Provided however</i> , That the quantity of land and mineral rights which the company hereby created may have and hold, in fee simple as aforesaid, shall not exceed the quantities which companies created under the provisions of the aforesaid act may have and hold as aforesaid.
Right to develop same, &c.	
Proviso.	
Bonus.	SECTION 4. That this corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the capital stock hereby authorized and hereafter created, in four equal annual instalments; and the stockholders in the said company shall be individually liable for all debts due mechanics, workmen and laborers employed by the said company, and for all materials and provisions furnished to the said company, in the same manner and to the same extent that stockholders in companies created under the provisions of the aforesaid act of assembly relative to joint tenants, tenants in common and adjoining owners of mineral lands, and the several supplements thereto, are made liable for debts of such companies; and the said company may have semi-annual dividends, or oftener if the board of directors shall so determine, of the net profits and receipts of the same to and among all the stockholders in said company; that the said
Individual liability.	
Dividends.	

company shall be subject to such taxation as is imposed upon other corporations by the general laws of this commonwealth.

SECTION 5. That it shall and may be lawful for said company to borrow, at a rate of interest not exceeding seven per centum, for any of the lawful purposes of said company, such sum or sums of money as said company may need or desire, and to issue their coupon bonds therefor in sums of not less than one hundred dollars each, and to secure the same by mortgage or mortgages of all their lands, estates, buildings, improvements and corporate franchises. May borrow money and issue bonds therefor.

SECTION 6. That the legislature reserves the right to amend or repeal this act, if the same shall hereafter be considered incompatible with the general good of the commonwealth, but in suchwise nevertheless as to do no injustice to stockholders, purchasers and lessees of said lands. Reservation.

JAMES H. WEBB,

Speaker of the House of Representatives

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1153.

An Act

To incorporate the Conveyancers Association of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Samuel W. Thackara, Charles W. Robison, Joshua H. Morris, Craig D. Ritchie, John W. Boyd, Junior, William F. Belsterling, William R. Bethell, Bartholomew W. Beesley, Sterling Bonsall, Daniel M. Bowen, J. Hays Carson, Edwin T. Cox, Paul M. Ellasser, Jonathan K. Folwell, Daniel M. Fox, Henry K. Fox, Horace Fritz, Samuel M. Grice, Benjamin F. Hoeckley, William E. Littleton, William M. Levick, Thomas M. Montgomery, S. Kingston M'Cay, Charles V. MacManus, Joseph Mercer, Charles H. Masson, Charles Mathews, Junior, Oscar R. Meyers, Annesley N. Morton, James S. Phillips, Charles Richardson, Richard H. Reilly, George W. Shepherd, George C. Shelmerdine, Matthias Seddinger, Jacob S. Duval, William Weil, Henry Smith, Herman Osler, Junior, Henry Tunison, W. Frederick Snyder, Norman Corporation.

Style.	H. Stevens, John B. Squires, Lisle Stckes, John Scott, Junior, Joseph S. Siddall, John Edward Siddall, Michael A. Byrne, George W. Stull, Junior, William Trautwine, John C. Uhle, George N. Watson, Adam E. Wiegand, Nelson West, John J. Wieland, Passmore Williamson, Samuel H. Gartley, Edmund Wringley, William M'Lean, John Daniel Baltz, James L. Harron, Alfred Fidler, Holstein De Haven, John W. Hogan, John L. Shoemaker, Joseph H. Siddall, William J. Canby, Philip F. Snyder, Joshua Spering, John R. Fenner, Junior, Ellwood Bonsall, Edward H. Williamson, William H. List, Alexander Thackara, Alfred Helmbold, Jr., Edward R. Jones, Edward C. Diehl, Constantine H. Williamson, William S. Baker, Horace Haverstick, Henry B. Lufberry, George A. Kelly, Henry Haines, Philip Wagner, Raimond D. Fox, Henry P. Muirheid, Charles Rhoads and their successors, and all persons who now or may hereafter be associated with them, be and are hereby created into a body politic and corporate, by the style of the Conveyancers Association of the city of Philadelphia, and by that name to have perpetual succession, and be able to sue and be sued, plead and impleaded, to have a common seal, and the same to alter and renew at pleasure, and shall be capable to take and hold, by grant, gift, devise, lease or otherwise, any lands or real estate; and also to take and hold any goods or chattels, sum or sums of money, by gift, grant, bargain, sale, will, devise, bequest or otherwise, and the same at their pleasure to grant, bargain, sell, mortgage, and generally to do, all and singular, the matters and things which shall be lawful for them to do for the well-being and management of the affairs of the association: <i>Provided</i> , That the real estate of which the corporation shall at any time be possessed shall consist only of such lands, tenements, buildings and appurtenances as may be required for the accommodation of the said association in the furtherance of the aims and objects thereof; and further to adopt such constitution, by-laws and rules as shall be deemed necessary for the proper regulation of the affairs of the said association: <i>Provided</i> , That nothing shall be done in the pursuance of the powers and privileges herein granted repugnant to this act or to the constitution and laws of the state of Pennsylvania or of the United States.
Powers and privileges.	
Real estate.	
By-laws and rules.	
Object.	SECTION 2. That the object of said corporation shall be to elevate and advance the standard of conveyancing, as a branch of the legal profession requiring knowledge of the law, skill and integrity therein, and so by conserving and protecting the character and good standing of such profession in the city of Philadelphia, to render as secure as possible the interests of the public placed in their hands, to adopt such rules and regulations to be observed in the transaction of said profession as shall be deemed most likely to promote the objects of, the association, and take cognizance of and act upon such matters as shall concern the professional interests of the members thereof, or of the public transacting business with them.
Officers.	SECTION 3. That the officers of the association shall consist of a president, vice president, secretary, treasurer and a stand-

ing committee of five members for the examination of applicants for admission to membership, all of which officers shall be elected by ballot, after open nomination, at the annual meeting of the association.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1154.

An Act

To incorporate the Philadelphia, Delaware and Chester Central Railroad, in the counties of Philadelphia, Delaware and Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Samuel A. Black, G. B. Roberts, Enos Williamson, Tryon Lewis, James J. Lewis, William Evans, Charles Johnson, Casper Gerret, John Sellers, Junior, George Smith, M. D., William P. Hebbard, Jackson Lyons, A. L. Williamson, William C. Pritchett, Ezra Thomas, Phineas Paist, William Rhoads, Thomas S. Cox, John Leedom, Moro Philips, Lewis Garrett, Chalkley Single, Charles Redman, Nathan Garrett, Samuel Leedom, George Paschall, William P. Thomas, Enos Smedley, or any seven of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company by the name, style and title of the Philadelphia, Delaware and Chester Central Railroad Company, with all the powers and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating railroad companies," approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as may be changed by this act.

Commissioners.

Title.

Subject to.

SECTION 2. The capital stock of said company shall be five hundred thousand (\$500,000) dollars, and be divided into shares of fifty (\$50) dollars each: *Provided*, Said company may, from time to time, by a vote of the stockholders, at a meeting called for the purpose, increase the capital stock so much as in their opinion may be necessary to complete the said road and carry into effect the true intent and meaning of this act.

Capital stock.

Gauge.

Route.

May borrow
money and is-
sue bonds free
from taxes.

Corporations
may guarantee
bonds.

May erect lines
of telegraph.

May connect
with and cross
other roads,
Branches.

Commence-
ment and com-
pletion.

SECTION 3. Said company shall have the right to build or construct a railroad of not less than two and a half feet nor more than four feet eight inches and a half gauge, beginning at or near the city of Philadelphia, thence by such practicable route, with moderate grades, as will, in the opinion of the president and directors of the said company, most conduce to the public interest, terminating at some point on the Pennsylvania Central railroad, east of the Downingtown station, in the county of Chester, in such manner as to connect with the said Pennsylvania railroad.

SECTION 4. That the said company shall have power to borrow money, from time to time, not exceeding the amount of the capital stock, and to issue therefor coupon or other bonds, free from all taxes, of such denominations and at such rate of interest and for such length of time as the board of directors of said company may determine, and dispose of the said bonds at such prices as to the said directors may deem advisable, and to secure the payment of such bonds and loan by a mortgage or mortgages of the property, or any portion of the property and corporate franchises of the company; and it shall be lawful for any corporation to guarantee the whole or any portion of said bonds.

SECTION 5. That the said company are hereby authorized to erect, establish and maintain a line or lines of telegraph along said road, and are hereby invested with all the rights, powers and franchises extended to any other telegraph line or lines by the authority of the state of Pennsylvania.

SECTION 6. That the said company shall have power to connect with and to cross, at any grade, any other railroad now or hereafter built, and to construct a branch or branches, not more than seven miles in length from the main line.

SECTION 7. The said railroad to be commenced within three years and completed within ten years from the time of the passage of this act.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1155.

A Further Supplement

To the act, entitled "An Act to incorporate the Pottsville Iron and Steel and Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That so much of section second of the act incorporating the Pottsville Iron, Steel and Coal Company, as fixes the par value of the shares at one hundred dollars, is hereby repealed, and hereafter the par value of said shares shall be twenty-five dollars: *Provided*, That the stock issued (if any) on the basis of one hundred dollars per share, shall be recalled, and a proportionate amount issued at the new rate in lieu thereof.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1156.

An Act

Extending the time for the commencement and completion of the Kishacoquillas Valley Railroad Company, and to authorize the borrowing of money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time allowed for the commencement and completion of the Kishacoquillas Valley railroad, by the act incorporating said company, is hereby extended for a period of five years from the passage of this act.

Time for commencing and completing road extended.

SECTION 2. The Kishacoquillas Valley Railroad Company be and the same is hereby authorized to borrow, for the purpose of constructing and equipping said road, any sum or sums of money not exceeding fifty thousand dollars, in addition to the amount authorized to be borrowed under the act of incorporation, approved April eleventh, Anno Domini one thousand eight hundred and sixty-eight, and to issue bonds therefor, in the same manner as prescribed in section second of the act to which this is a supplement.

Authorized to borrow money and issue bonds.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1157.

An Act

To incorporate the People's Bank of Wilkes Barre.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Reuben J. Flick, Samuel S. Weller, Calvin Parsons, L. D. Shoemaker, L. D. Flanagan, John Faser, and all other persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby created a body corporate, by the name of the People's Bank of Wilkes Barre; and by that name they shall be capable by law to hold and dispose of property, to sue and be sued in any court whatsoever, to make, have and use a common seal, and to alter and renew the same at pleasure, to make and put in force all such by-laws, ordinances and regulations necessary for conducting the business of the corporation, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation, to be located in the borough of Wilkes Barre, Luzerne county: <i>Provided,</i> That a misnomer of the said corporation in any instrument shall not vitiate the same if the intent of the parties can be clearly ascertained.
Name. Powers and privileges.	SECTION 2. That the purpose of this act is to organize and incorporate a savings bank and trust company; that the business of the said corporation shall be to receive on deposit, from all persons who shall offer the same, any sum or sums of money not less than one dollar, and to transact any other business transacted by banks in this commonwealth, to take and accept, by grant, assignment, transfer, devise or bequest, and hold any real or personal estate or trusts created in accordance with the laws of this state, and execute such legal trusts in regard to the same, on such terms as may be declared, established or agreed upon in regard thereto; to accept from and execute trusts for married women, in respect to their separate property, whether real or personal, and act as agents for them in the management of such property, and to receive and become the depository of all trusts and such other funds that may be paid into or be under the control of the several courts of this state and the laws of the same: <i>Provided,</i> That the said courts shall be satisfied of the security of the said depository; such deposits to be paid to such depositors, with interest at such rates as may be fixed annually by the directors, in lawful money, national bank notes or notes of banks incorporated in this state, at par, in sums not less than one dollar, when required during business hours: <i>Provided,</i> That deposits by married women and minors may be repaid to them, and such repayment made upon their checks, orders or receipts shall discharge said corporation from any further claims for
Misnomer.	
Purpose.	
Business.	
Payment of de- posits.	
Deposits by married women and minors.	

the same, and deposits so made by married women or minors shall not at any time be subject to the claim or demand of or payable to the husband of said married women or the parent or guardian of such minors.

SECTION 3. That for the security of the depositors of the said corporation, it shall be the duty of the persons named in the first section, such others as may become associated with them as stockholders in the company incorporated, to raise and form a capital of two hundred and fifty thousand dollars, to be divided into shares of one hundred dollars each, and paid in as shall be required by the board of directors, but one-tenth thereof shall be paid in before the said corporation shall commence business; the directors of the said corporation may increase the capital stock thereof, as they shall from time to time elect, to any amount not exceeding one million dollars: *Provided*, That the stockholders, at the time of such increase, shall each be entitled to a *pro rata* share of such increase, upon the payment of the par value thereof; said right to be forfeited, if not availed of within ten days of the time fixed for the subscription by public notice.

SECTION 4. That the said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth, or of the United States, or other stocks and bonds, or real or personal securities, or in such other manner as may be deemed appropriate and safe.

SECTION 5. That the directors shall have power, by their by-laws, to prescribe the form of certificate to be issued to depositors, and the mode of making them transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors in such manner as the by-laws may prescribe; but the whole number of directors shall, at no time, exceed thirteen.

SECTION 6. That there shall be a meeting of the majority of the persons named in the first section on such day, within thirty months from the passage of this act, as a majority of them shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation, and choosing from among the subscribers five directors to manage the affairs of the said corporation; said directors shall choose from their own number a president and a vice president, and may appoint and remove at will such other officers as they shall deem necessary; said directors, president and vice president to remain in office until a new election shall take place, as provided in the by-laws, and to have and exercise all of the rights, powers and privileges which are intended to be hereby given.

SECTION 7. That the real estate which it shall be lawful for said corporation to hold, shall be only such as is requisite for the accommodation and convenient transaction of its business, and such as it may find necessary to purchase at judicial sale or otherwise to secure debts due to it; and that in all cases of loans upon real estate, the expenses of searches, examination of certificates and recording papers, shall be paid by the borrower.

Capital.

Increase.

Investment of funds.

Form of certificate to depositors, mode of electing directors, &c.

Meeting of corporations.

Purpose of meeting.

Officers.

Real estate.

Expenses of searches, &c., to be paid by borrower.

Interest on deposits.

SECTION 8. That the directors, at their first regular meeting in January of each year, shall regulate and fix the rate of interest to be paid upon deposits for the ensuing year; that interest shall not be allowed to any depositor until his deposit shall amount to three dollars; that interest shall be calculated by calendar months only, and no interest to be allowed for the fraction of a month.

Dividends.

SECTION 9. That it shall be the duty of the directors of said corporation, on the first Monday in May and November in each year, to make and declare, out of the net proceeds and profits of the business of said corporation, a dividend of so much thereof as they may deem best, and the same to pay over to the stockholders, or legal representatives, within ten days thereafter: *Provided*, That if the directors shall declare and pay any dividend from any source whatever, other than the net profits and gains of the business of said corporation, or shall receive from any person or persons any deposit after the assets of the said corporation shall have become depreciated, in cash value, below the whole amount of the deposits with said corporation and the debts of the same, and fifty per centum of the capital paid in, they shall become and be, and so long as said depreciation continues, shall remain, jointly and severally, personally liable to the depositors with and creditors of said corporation for any deficiencies existing to them, after their remedies against the said corporation shall have become exhausted.

Shares transferable.

SECTION 10. That the shares of said corporation shall be transferable on its books, in such manner as may be designated by the by-laws thereof; that each stockholder shall be entitled to cast one vote, in person or by proxy, for each and every share of stock by said stockholder then owned; that if any person or persons shall subscribe to the original or the increased stock of said corporation, and shall omit to pay any instalment of the same for the period of thirty days after the time prescribed for the payment thereof, the moneys theretofore paid by such subscriber, and the stock by him or her subscribed for, shall be forfeited to said corporation, and the directors of the said corporation may sell and dispose of the stock as they may deem most advantageous to said corporation; that the books of said corporation shall, at all times during business hours, be open for inspection of such agents as the legislature shall appoint for that purpose.

Books to be open for inspection.

Officers and agents to give security.

SECTION 11. That the officers and agents of the said corporation, upon entering upon the discharge of their duties, shall give bonds, in such an amount as the directors shall fix, for their fidelity and good conduct, and for the safe-keeping and appropriation of all such sums of money as shall be placed in their charge by depositors and others, and that the directors of said corporation may require an increase of the amount of said bonds whenever they may deem it necessary; that such portions of the by-laws and regulations of the said corporation as relate to the receipt and payment of deposits, and to the rate of interest paid thereon, shall be put up in a conspicuous place in the office where the business of said corporation is transacted.

Portions of by-laws and regulations to be put up in office.

SECTION 12. It shall and may be lawful for any court of the commonwealth of Pennsylvania, and for any person or persons, or bodies politic or corporate, by deed, will or otherwise, to make, constitute and appoint the said corporation, with the consent of the same, a trustee, assignee, guardian of the estate of minor children, committee of a lunatic, or receiver, and to allow it like compensation for the execution of such trusts as would by law be allowed to individuals, and such as may be agreed upon before accepting any such trust from or on behalf of any of the said person or persons and bodies politic or corporate; and the said corporation is further empowered to accept such appointment, and to act as executor or administrator of any deceased testator or intestate, without their being required to be given by the said corporation any bond or sureties for the fulfillment of such trusts; and letters testatory and of administration may be issued by the register of wills of the proper counties to it, for such appointment as executor or administrator as the said corporation may accept, without such bond or surety.

May be appointed trustee, guardian, &c.

SECTION 13. That the capital stock of said corporation shall be taken and considered as the security required by law for the faithful performance of its duties as such executor, administrator, trustee or receiver, and shall be liable in case of default.

Capital stock security for performance of duties.

SECTION 14. That this charter shall continue for twenty years, but the legislature reserves the right to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injustice shall be done to the corporators.

Limitation.
Reservation.

SECTION 15. The said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are provided for by the laws of this commonwealth.

Bonus and taxes.

SECTION 16. The stockholders shall be held individually liable, equally and ratably, and not one for another, to the depositors with such association, to the extent of double the amount of their paid up stock therein at the par value thereof.

Individual liability.

BUTLER B. STRANG,

Speaker of the House of Representatives, *pro tem*.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1158.

A Supplement

To an act to incorporate the Downingtown Manufacturing Company, approved February twenty-third, Anno Domini one thousand eight hundred and sixty-six.

Capital stock
reduced.

Stockholders
may issue
bonds.

Bonus.

May construct
railway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the capital stock of the Downingtown Manufacturing Company is hereby reduced to one thousand shares, of the par value of one hundred dollars each, with privilege to increase its capital stock, from time to time, not exceeding three thousand shares; the stockholders are authorized to issue bonds with coupons attached, at seven per centum interest per annum, not exceeding the amount of the capital stock; said company shall pay into the state treasury a bonus of one-fourth of one per centum upon the reduced capital in four equal annual payments, the first payment to be made December thirty-first, one thousand eight hundred and seventy-one.

SECTION 2. The said Downingtown Manufacturing Company shall have authority to construct a railway from their property to the Pennsylvania railroad at or near Downingtown.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The fourth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1159.

An Act

To incorporate the Domain Land Company.

Corporators,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. D. Barclay, S. S. Moon and J. A. Fowler, or a majority of them, their associates, successors and assigns, be

and they are hereby authorized and empowered to form and be a body corporate, to be known as the Domain Land Company, which shall be and is hereby vested with all the powers, privileges, duties and obligations conferred upon the National Land and Improvement Company by an act of the legislature of Pennsylvania, approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six, and also of the act repealing the proviso of the first section of said act, approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 2. That the stockholders of said company, by and with the consent of the holders of not less than two-thirds of the shares of stock, be and they are hereby authorized to change the name and title of said company and designate the location of its general office, which change shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of said company.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The fifth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1160.

An Act

To authorize the Towanda Iron Manufacturing Company to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of the Towanda Iron Manufacturing Company are hereby authorized, from time to time, to issue bonds, at a rate of interest not to exceed seven per centum, to any amount not exceeding their capital stock, and to secure the same by a mortgage upon the real and personal property of said company and the franchises thereof in either or any part thereof.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1161.

A Further Supplement

To an act, entitled "An Act to incorporate the Inland Safety Mutual Insurance Company," approved the fourth day of April, Anno Domini one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section second of said act, which fixes the number of directors of said corporation at thirteen, shall be and is hereby so altered as to fix the number of said directors at seven: *Provided however,* That the provisions of this supplement shall not go into effect until the next annual election of directors of said corporation.

J. D. M'JUNKIN,

Speaker of the House of Representatives, *pro tem.*

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1162.

An Act

To incorporate the South Improvement Company.

Corporators.

Name.

Powers, privileges, &c.

Change of name and location of general office, relative to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That S. S. Moon, R. D. Barclay, John A. Fowler, or a majority of them, their associates, successors and assigns, be and they are hereby authorized and empowered to form and be a body corporate, to be known as the South Improvement Company, which shall be and is hereby vested with all the powers, privileges, duties and obligations conferred upon the act to incorporate the Pennsylvania Company by the act of the legislature of Pennsylvania, approved the seventh day of April, Anno Domini one thousand eight hundred and seventy, and the supplements thereto.

SECTION 2. That the stockholders of said company, by and with the consent of the holders of not less than two-thirds of the shares of stock, be and they are hereby authorized to

change the name and title of the said company, and designate the location of its general office, which changes shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of the said company.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1163.

An Act

To incorporate the Butler Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John M. Thompson, C. M'Candless, J. Campbell, J. Bredin and Edward Lyon, and their associates, successors and assigns, are hereby incorporated into a body politic in law, by the name, style and title of the Butler Water Company, and by that name shall have perpetual succession, with power to make and use a corporate seal, to make and establish such by-laws, rules and regulations as may be deemed proper, to sue and be sued in any court whatever, and generally shall have all the privileges belonging to a corporation.

Title.
Powers and
privileges.

SECTION 2. The capital stock shall consist of twenty-five shares of one hundred dollars each, which may at any time be increased, by a vote of the stockholders, to any sum not exceeding twenty-five thousand dollars, which may be paid in real or personal estate, at a price to be fixed by three appraisers to be appointed by the corporation.

Capital stock.

SECTION 3. The corporators shall elect such officers as they may deem proper, who shall hold their offices until their successors are duly elected and qualified; the time for election, mode of election and all other matters may be fixed by the by-laws of the corporation; each stockholder shall, in all cases, be entitled to one vote for each share of stock held, and whenever five shares of stock shall have been subscribed and twenty-five per centum thereof paid in, the company shall be entitled to have and exercise all the rights and privileges herein conferred.

Election of officers.

When to exercise privileges conferred.

real estate. SECTION 4. The company shall have the right to purchase and hold such real estate as they may think proper, and to have the exclusive right to supply water to all the citizens, natural and artificial, in the said borough of Butler who may desire to obtain the same.

Exclusive right to supply water.

May enter upon lands, lay pipes, &c. SECTION 5. The said company shall at all times have authority, by themselves or their agents, to enter upon, dig and lay pipes in and through all lands, grounds, streets, roads, lanes and alleys, public and private, and to dig and lay pipes in, along and across streets, roads and alleys in said borough, and the said pipes to renew and repair, from time to time, as occasion may require; and it shall be lawful for the company to enter into and upon, and appropriate to their use, any lands within said borough of Butler, in fee, which may be necessary for the location of the buildings, works and reservoirs: *Provided*, That in cases in which the company cannot agree with the owner of such lands, the proceedings shall be the same as are now provided for in case of railroads, except as to title acquired.

Damages.

J. D. M'JUNKIN,

Speaker of the House of Representatives, *pro tem*.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1164.

An Act

To incorporate the Scranton City Cottage and Improvement Company, relative to furnishing aid to contractors, companies, corporations, miners and manufacturers, to the construction of works and improvements, and to the holding, by purchase or otherwise, of property and to the sale of the same.

Corporators. SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George Fisher, Charles Dupont Breck, Theodore F. Hunt, William F. Halstead, Aaron Griffin, S. W. Keene, their associates and successors, be and they are hereby created a body corporate and politic, by the name, style and title of the Scranton City Cottage Company, and by that name and title they shall be known and have perpetual succession, and be capable of suing and being sued, impleading and being impleaded, and of receiving, using, holding, granting and

Title.

Powers and privileges.

conveying property, real, personal and mixed, and of improving the same by the erection of tenant houses, cottages and so forth, with the privileges of constructing and using such other works and improvements as may be deemed expedient and proper by them; and also to lease, let or dispose of any part of their property, real, personal or mixed, with or without improvements, and of all the products and profits of the same, in such markets and places, and at such prices and on such terms as to them shall seem advisable: *Provided*, That the said company at no time shall hold more than one thousand acres of land in this commonwealth.

SECTION 2. That the capital stock of the said company shall be two hundred and fifty thousand dollars, with the privilege of increasing the same, from time to time, to one million dollars, the shares of which shall not be less than five dollars each, which capital stock or shares may be appropriated to the purpose set forth in section one of this act, or be sold at such price and on such terms as the said company may determine, and shall not be subject to assessments or further calls. Capital stock.

SECTION 3. That the said company shall have power to create mortgages on any part or the whole of their property, real, personal or mixed, without coupon, bonds, at a rate of interest not exceeding seven per centum per annum, and may increase their resources, from time to time, by borrowing money upon a pledge of their property or without such pledge. May create mortgages and borrow money.

SECTION 4. That the said corporation shall have the right to fix the number of directors by their by-laws, a majority of whom shall be a quorum, one of whom shall be president, and they shall hold their office till successors shall be duly elected. Directors.

SECTION 5. The said corporation shall be and they are hereby authorized to make all such by-laws and regulations to enable them to carry out the business and objects of the corporation as they may deem proper, and to alter and amend the same at pleasure, but no by-laws shall be made contravening the constitution of this commonwealth or of the United States; they may fix and elect or appoint their own officers and agents and remove them at pleasure, may adopt a corporate seal, and alter the same, and fix the amount of shares and the par value of the same, and issue certificates therefor representing value in their property in such form and subject to such regulations and interests as they, from time to time, may prescribe, and may regulate and prescribe in what form and manner their contracts and obligations shall be made and executed, may fix the number of directors of the company and increase or diminish said number and fix their term of service, may, by a vote of two-thirds in interest of the stockholders voting at any meeting of stockholders called by any ten stockholders for that purpose, remove any director or officer or agent and appoint a person to fill the vacancy so made or abolish the office or agency. Further privileges.

SECTION 6. That the principal office of said company shall be in Scranton, Pennsylvania, and that branch offices and agencies may be established elsewhere for the transaction of any of the business of the company. Offices.

Prohibition.

SECTION 7. That nothing herein granted shall be construed into the power of issuing their own notes as a bank currency.

Bonus.

SECTION 8. That the said corporation shall pay into the treasury a bonus of one-half of one per centum upon the capital stock authorized, in four equal annual instalments, the first payment to be paid January first, one thousand eight hundred and seventy-two, and when five hundred shares shall have been subscribed and five dollars per share been paid in, the said company shall proceed to organize.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1165.

An Act

To incorporate the Granite Improvement Company.

Corporators.

Name.

Powers, privileges, &c.

Change of name
and location of
general office,
relative to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. D. Barclay, S. S. Moon, C. Grinnel, or a majority of them, their associates, successors and assigns, be and they are hereby authorized and empowered to form and be a body corporate, to be known as the Granite Improvement Company, which shall be and is hereby vested with all the powers, privileges, duties and obligations conferred upon the Continental Improvement Company, by act of the legislature of Pennsylvania, approved the thirteenth day of April, one thousand eight hundred and sixty-eight, and the supplements thereto.

SECTION 2. That the stockholders of said company, by and with the consent of the holders of not less than two-thirds of the shares of stock, be and they are hereby authorized to change the name and title of the said company, and designate the location of its general office, which changes shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of the said company.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The ninth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1166.

An Act

To incorporate the Madison Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. D. Barclay, S. S. Moon, J. A. Fowler, or a majority of them, their associates, successors and assigns, be and they are hereby authorized and empowered to form, and be a body corporate, to be known as the Madison Improvement Company, which shall be and is hereby vested with all the powers, privileges, duties and obligations conferred upon the Continental Improvement Company, by act of the legislature of Pennsylvania, approved the thirteenth day of April, one thousand eight hundred and sixty-eight, and the supplements thereto.

Corporators.

Name.

Powers, privileges, &c.

SECTION 2. That the stockholders of said company, by and with the consent of the holders of not less than two-thirds of the shares of stock, be and they are hereby authorized to change the name and title of the said company, and designate the location of its general office, which changes shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of the said company.

Change of name and location of general office, relative to.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The ninth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1167.

An Act

To incorporate the Saucon Savings Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Samuel Hess, Doctor Peter B. Breinig, William R. Yeager, George W. Whitker, William S. Sieger, Lewis F. Beckel,

Corporators.

Name. Location.	Charles Broadhead and H. Stanley Goodwin, and their successors, be and are hereby made and created a corporation and body politic, by the name and style of the Saucon Savings Bank, to be located at Hellertown, in the county of Northampton, and by that name, they shall by law be capable to hold and dispose of property, to sue and be sued, plead and be impleaded, answer and defend in courts of law and equity, and in any other place whatsoever, to make, use and have a common seal, the same to alter and renew at their pleasure, and generally to do every act and thing necessary to carry into effect the provisions of this enactment and promote the object and design of this act of incorporation, to be located in the county of Northampton: <i>Provided</i> , That a misnomer of the said corporation in any instrument shall not vitiate the same if the intention of the parties can be clearly ascertained:
Powers and privileges.	<i>Provided further</i> , That nothing in this act contained shall be so construed as to exempt the said corporation from the operation of the laws of this commonwealth prohibiting the issue of bank notes or engagements of credit in the nature thereof.
Misnomer.	
Prohibition.	
Business.	SECTION 2. That the business of the said corporation shall be to receive on deposit, from time to time, such sums of money, not less than ten cents, at the option of the directors, as may be offered by tradesmen, clerks, mechanics, laborers, servants, minors, married women and others, and invest the same in the stocks of this commonwealth or of the United States, or in stocks or bonds of any city authorized to be issued by any act of this commonwealth, or in any other stocks, or in bonds and mortgages, promissory notes and other bonds, approved and valid securities, and the same to discount, purchase, collect, adjust and settle, and also to sell and dispose thereof, in any market in the United States or elsewhere, without proceeding in law or equity, and for such price and on such terms as may be agreed on between them and the parties contracting with them; the said corporation, shall receive all sums of current money offered as aforesaid, shall invest the same in manner aforesaid as soon as practicable; they shall allow to the depositors interests on the deposits, to be regulated by the parties as hereinafter provided, and they shall pay the amounts deposited with the interest thereon or any part thereof, not less than five dollars, to the depositors, at the place of business of said corporation, at any time during business hours, on demand: <i>Provided however</i> , That not more than fifty dollars shall be required to be paid any one depositor upon any one day, unless a written notice of the sum intended to be demanded shall have been signed and presented at least ten judicial days before the time when such payment is desired to be made.
Interest on deposits.	
Payment of deposits.	
Notice required where amount exceeds \$50.	
Real estate.	SECTION 3. That the real estate, which it shall be lawful for said corporation to hold, shall only be such as shall be required for the accommodation and convenient transaction of their business and such as they may find necessary to purchase, at a judicial sale or otherwise, to secure debts due them.
Election of trustees.	SECTION 4. That the persons named in the first section of this act shall elect, by ballot, five persons, from those named

in this act, to be trustees of said corporation; no person to be considered elected unless he shall have received affirmative votes of at least five of the said corporators; that vacancies by death, resignation or otherwise shall be filled by the board of trustees, as soon as practicable, by the affirmative vote of at least three of their number at any election held by ballot; that the said trustees shall elect from among themselves a president and vice president, and shall appoint such other officers as they may deem necessary; that three of said trustees shall form a quorum, and that the affirmative vote of at least three shall be requisite to authorize the sale or transfer of securities or the appointment of any officer receiving compensation; that the president, vice president, or any trustee or any officer or servant of said corporation, shall not directly or indirectly borrow the funds of said corporation or any part thereof, nor use the same or any part thereof in any other manner than that hereinbefore provided, except for the payment of the necessary expenses, under the direction of the board of trustees; that the said trustees shall meet regularly at least once a month; that any trustee omitting to attend the said regular meeting for six successive months, may, by a vote of the board, be declared to have vacated his office; and that the said trustees shall have power to enact by-laws.

Vacancies.

Officers.

Quorum.

Transfer of securities.

Officers not to borrow funds.

Meetings of trustees.

By-laws.

SECTION 5. That the trustees shall regulate the rate of interest upon the deposits, and publish the same by a written notice in the banking room every six months; that interest shall not be allowed to any depositor until his deposits amount to ten dollars, unless otherwise agreed upon, and the interest to be calculated by calendar months only, and no interest to be allowed for the fraction of a month; that the deposits made by minors or married women may be repaid to them, and their receipts shall discharge the said corporation from any further claims for the sums so repaid.

Interest, rate of, &c.

Deposits by minors or married women

SECTION 6. That for the security of the depositors of the said institution, it shall be the duty of the persons named in the first section, and such others as may become members of the institution, previous to the granting of letters of incorporation, to raise and form a capital of not less than twenty thousand dollars nor more than two hundred thousand dollars, in shares of twenty dollars each: *Provided however*, That at any time, by a vote of two-thirds of the trustees, if they should deem it necessary, they may increase the capital of said institution to not however exceeding one hundred thousand dollars, which capital shall at all times be liable to the depositors for the amount of their deposits and the interest accruing thereon; the shares to be transferable on the books of the institution, in such manner as may be designated by the by-laws of said institution.

Capital to be raised for security of depositors.

Increase of capital.

Shares transferable.

SECTION 7. That it shall be the duty of the trustees, in the month of January in each year, to report to the Legislature the aggregate amount of deposits on hand, with the interest which has accrued thereon, and as often as they may deem proper make and declare a dividend of the interest and profits of the said corporation, after paying its expenses and reserving a fund for contingencies, and the same pay over to the

Trustees to report to legislature.

Dividends.

shareholders or their legal representatives within ten days thereafter, and to make a full exhibit of the affairs of said institution according to the acts of assembly in such case made and provided.

Officers and agents to give security.

Expenses of searches, &c., to be paid by borrower.
Books to be open for inspection.

Subject to control of courts.

Trustees to give security.

Bonus and taxes.

Individual liability.

Limitation
Reservation.

SECTION 8. That the officers and agents of said corporation shall give such security for their fidelity and good conduct as the board of trustees may require; that in all cases of loans upon real estate the expenses of searches, examinations and certificates and recording papers shall be paid by the borrowers; that at all times the books of the corporation, during business hours, shall be open for examination and inspection of such persons as the legislature shall designate or appoint as agents for that purpose; that the said corporation shall be subject to the supervision and control of the court of common pleas of the county of Northampton and the supreme court of Pennsylvania, according to the provisions of the constitution of this commonwealth and the several acts of assembly conferring equity jurisdiction upon the said courts.

SECTION 9. That each and every person entering upon the discharge of the duties of trustee, in pursuance of this act, shall be required to give a bond to the commonwealth of Pennsylvania in such amount as the court of common pleas of Northampton county may fix, to be filed with the prothonotary of said court, and conditional for the faithful keeping and appropriation of all such moneys as shall be placed in charge of said the Saucon Savings Bank, whether as deposits or shares of stock: *Provided*, That said court of common pleas may at any time require the amount of said bond to be enlarged.

SECTION 10. That said corporation shall pay into the treasury of the commonwealth a bonus and taxes which are now assessed for such corporations, and such other taxes as may hereafter be required by law.

SECTION 11. That the stockholders shall be individually liable for double the amount of the capital stock.

SECTION 12. This charter shall be good for twenty years and no longer; and the legislature hereby reserves the right to alter, revoke or annul the same whenever in their opinion it may be injurious to the citizens of this commonwealth, in such manner, however, that no injustice shall be done the incorporators.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The tenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1168.

An Act

To incorporate the Lancaster and Reading Narrow Gauge Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That David Bair, C. A. Bitner, William L. Peiper, John K. Reed, Jacob Bausman, E. M. Kline, James L. Reynolds, Henry Baumgardner, Henry Frank, Horace Rathvon, Herman Miller, John D. Skiles, John C. Hager, William B. Fordney, Amos S. Henderson, Thos. Baumgardner, George D. Sprecher, John A. Hiestand, T. B. Cochran, J. C. Martin, S. S. Spencer, Robert A. Evans, John R. Bitner, George K. Reed, H. E. Muhlenburg, John J. Hartman, Rudolph W. Shenk, Charles F. Hager, C. B. Grubb, A. H. Peacock, H. W. Hager, George M. Steinman, Charles F. Rengier, George M. Franklin, A. W. Russell, W. G. Bender, D. P. Locher, Thomas E. Franklin, John H. Pearsol, John R. Diffenbach, O. J. Dickey, B. F. Breneman, Dr. William L. Diffenderfer, Daniel Overholtzer, Levi W. Groff, William J. Kaffroth, Dr. Isaac Winters, Henry Bard, John B. Bitzer, John Fry, (miller,) John W. Overholtzer, Reuben E. Shober, Sebastian Miller, Henry Stauffer, Henry G. Mohn, L. T. Custer, Henry Haller, Cyrus K. Regar, Abraham Lutz, H. G. Smith, Levi Sensenig, Levi Sprecher, William Carpenter, Emlen Franklin, H. E. Slaymaker, Jacob F. Frey, Henry Carpenter, S. H. Reynolds, W. Augustus Atler, Charles Denues, of Lancaster county, Henry Bushong, Jeremiah Hagenman, George Smith, Jacob S. Livingood, Isaac M'Hose, John Heudel, Samuel Mayer, Joseph Huyett, Samuel K. Mohn, John Gongler and Absalom Ruth, of Berks county, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Lancaster and Reading Narrow Gauge Railroad Company, with all the powers and privileges, and subject to all the provisions prescribed by an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, one thousand eight hundred and forty-nine, and the several supplements thereto.

Commissioner.

Title.
Powers, privileges, &c.

SECTION 2. That the capital stock of said company shall consist of ten thousand shares of the value of fifty dollars for each share.

Capital stock.

SECTION 3. The said company shall have the right to build, construct and equip said road from the city of Lancaster to the city of Reading, with the privilege to construct branch railroads from the city of Lancaster to or near any points or places on the Susquehanna river, within the county of Lancaster, and cross any railroad now constructed or hereafter constructed at grade.

Construction of railroad authorized.
Branches.

May cross other roads at grade.

- Gauge.** SECTION 4. That the gauge of said railroads shall not exceed four feet; and the said company shall begin the construction of the first one of said railroads within three years from the passage of this act.
- Commencement of construction.** SECTION 5. That the said company may, from time to time, by a vote of the majority of the stockholders representing a majority of the stock of said company, issue such additional shares of capital stock as may be necessary to construct and fully equip said railroads, the par value of which shall be the same as the existing shares of said company; and the said company shall be authorized to borrow money not exceeding the capital stock, issue bonds therefor in the sum of one hundred dollars each, and secure the payment of the principal and interest thereof by a mortgage or mortgages upon the roads, properties and franchises of said company, at rates of interest not exceeding seven per centum per annum.
- May issue additional shares of stock.**
- May borrow money and issue bonds.** SECTION 6. That the board of directors shall consist of thirteen stockholders of said company, who shall be elected annually on the first Monday of January, by the stockholders, after their first organization.
- Directors.** SECTION 7. The said board of directors are authorized to elect such officers and enact such rules and regulations for the government of said company as they may deem just and proper.
- Officers, rules and regulations.**

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The tenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1169.

An Act

To incorporate the Millville Bridge Company.

- Commissioners.** SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Deming, C. L. North, William F. Grant, James Avery and Thomas Crossley, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, under the name, style and title of the Millville Bridge Company, for the purpose of building a toll bridge across the Lackawaxen river at Millville depot, in the county of Pike.
- Title.**
- Purpose.**

SECTION 2. That the capital stock of said company shall be five thousand dollars, to be divided into shares of twenty-five dollars each, with power to the directors to increase the same to fifteen thousand dollars. Capital stock.

SECTION 3. That said company shall be organized under and subject to all the provisions and restrictions of the act regulating bridge companies, approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-five. How to be organized, &c.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The tenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1170.

A Supplement

To an act, entitled "A supplement to an act to establish a ferry over the Monongahela river at New Store," approved the second day of April, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the ferry privileges of the original act and the act to which this is a supplement, shall extend one-half a mile above the ferry landing prescribed in the original act and the act to which this is a supplement: *Provided,* That the provisions of this act shall apply only to public steam ferries.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The tenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1171.

An Act

Authorizing James M'Conaughy, president, and Christopher Sandels, vice president of the board of trustees of Westmoreland College, at Mt. Pleasant, Westmoreland county, to sell certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James M'Conaughy, president, and Christopher Sandels, vice president of the board of trustees of Westmoreland College, at Mt. Pleasant, in the county of Westmoreland, be and they are hereby authorized and empowered to grant and convey, in fee simple, to William B. Neel, his heirs and assigns, certain real estate situate at Mt. Pleasant, in the county of Westmoreland, known as the college building, with its grounds and appurtenances.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The tenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1172.

A Further Supplement

To an act, entitled "An Act to incorporate the East Brandywine Railroad Company," approved March thirty-first, Anno Domini one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the East Brandywine and Waynesburg Railroad Company is hereby authorized to locate and extend said road to New Holland, by such route as said company may select: *Provided,* That said company may, at any time hereafter, extend the said road beyond New Holland, to a point connecting with the Columbia and Reading railroad at or near Lititz, or to a point connecting with the Lebanon and Pine Grove

Authorized to
extend road.

railroad at or near Manheim, or to a point connecting with the Pennsylvania railroad within the limits of Lancaster county, with privilege to connect with the roads just mentioned.

SECTION 2. That said company is hereby authorized to make branches or lateral roads to deposits of iron ore or other minerals: *Provided*, Such branches shall not exceed six miles. May make branches.

SECTION 3. That the capital stock of said company shall be increased from five thousand seven hundred shares, so that the entire capital stock shall consist of ten thousand (10,000) shares of fifty (\$50) dollars each. Capital stock to be increased.

SECTION 4. That said company is hereby authorized to borrow any amount of money, not exceeding three hundred thousand (\$300,000) dollars, and issue their bonds therefor, either with or without coupons, in sums not less than one hundred (\$100) dollars each, bearing a rate of interest not exceeding seven (7) per centum per annum, and secure the principal and interest of said bonds by a mortgage or mortgages upon the section or sections of road built by virtue of the authority granted by this supplement, and upon all real and personal property and the corporate rights, privileges and franchises of the company. May borrow money and issue bonds therefor.

SECTION 5. The time for commencing said extension to New Holland shall not exceed two (2) years, and the time for its completion to said New Holland shall not exceed four (4) years, and the time for its completion to Litiz, or to Manheim, or to a point of intersection with the Pennsylvania railroad, shall not exceed six (6) years from the passage of this act. Time for commencing and completing extension.

SECTION 6. That John Styer, Amos Diller, Christian Brimmer, B. F. Kinzer, Isaac Witwer, John Musser, Daniel Rife, Adam Ranek, John S. Wallace, David Martin, A. J. Whitaker, Abraham Martin, of Lancaster county, and Robert Stevenson, Joseph C. Davis, R. W. Morton, of Chester county, are hereby appointed commissioners to co-operate with the said East Brandywine and Waynesburg Railroad Company, in locating said extension. Commissioners appointed

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The tenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1173.

An Act

To incorporate the Fire Insurance Patrol of Allegheny county.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That William P. Jones, Robert Finney, William P. Herbert, R. H. King, William F. Gardner, C. G. Donnell, Hugh M'Elheny, C. Hoeveler, James L. Stevenson, George D. Riddle, D. C. Hultz, James Atkinson, J. J. Albeitz, R. C. Sohmeritz, John B. M'Fadden, William Collingwood, J. G. Coffin, J. W. Arnott, J. Brent Swearingen, R. Edwards, P. A. Madeira, William L. Jones, R. J. Grave, S. S. Carrier, Joseph A. Ratler, John H. Clandy, and such other persons as may hereafter be associated with them, be and they are hereby created into a body politic and corporate, by the name, style and title of the Fire Insurance Patrol of Allegheny county, and as such corporation, shall have authority to hold and use a common seal, and the same to change, alter or amend at pleasure, and by the style and title aforesaid, shall be capable in law to sue and be sued, and the company may make all needful rules, regulations and by-laws for the well-ordering of the business and affairs of the corporation, and elect and appoint such officers and agents as may by them be deemed necessary: <i>Provided,</i> That no such by-laws shall, in anywise, conflict with or be contrary to the constitution and laws of the United States or this commonwealth.
Title. Powers and privileges.	
Directors.	SECTION 2. That the corporators named in this act shall elect persons to serve as directors of the corporation, of such number and with such qualifications as may be prescribed by the by-laws, and they shall hold their office until their successors shall have been elected in accordance with said by-laws.
Object.	SECTION 3. The object of the corporation shall be to protect and save life and property in or contiguous to burning buildings, and to remove and take charge of such property or any part thereof when necessary.
May provide places for transaction of business, patrol of men, &c.	SECTION 4. The said corporation shall have power to provide suitable places for the transaction of its business, and also to provide a patrol of men, and a competent person to act as superintendent, with suitable apparatus to have and preserve life or property at or after a fire; and the better to enable them so to act with promptness and efficiency, full power is hereby given to such superintendent, and to such patrol, to enter any building which may be exposed to or in danger of damage from fire or water, and at once proceed and endeavor to save the property therein, and to remove such property, or any part thereof, during or after such fire; nothing in this act shall warrant any interference with the
Superintendent and patrol may enter buildings and remove property.	

orders of the chief engineers of the fire department, in reference to the action of the firemen in their duties in extinguishing a fire.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The eleventh day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1174.

An Act

To incorporate the Oil City Passenger Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John A. Christy, H. M'Kim, J. J. Broadhead, Charles W. Owston, William Parker, John Mawhinny, John Vanansdall, S. D. Miller, Charles H. Shepherd, F. W. Mitchell, T. A. Morrison, J. B. Howell, J. J. Vanderbilt, George B. Foreman, their associates and assigns, be and they are hereby constituted a body politic and corporate, with perpetual succession, by the name, style and title of the Oil City Passenger Railroad Company. Corporators.

SECTION 2. That the said company shall have the right to lay out and construct a railroad, to be operated by horse power, (except as hereinafter provided,) with one or more tracks on any of the streets or roads in Oil City, having first obtained the consent of the city councils of said city or the property owners of the three-fourths of the frontage along that portion of the street or road to be occupied; and said company in constructing their said railroad shall conform to the grades of the several streets, and shall keep so much of said streets in perpetual repair as shall be used by said company. Construction of railroad authorized.
To conform to grades of streets, &c.

SECTION 3. That wherever it shall be impracticable to operate said railroad with horse power, by reason of the steepness of the grade, said company shall have the right to erect and maintain inclined planes, and propel their cars over the same by stationary steam engines. May erect inclined planes.

SECTION 4. That said company shall have the right to cross with their track at grade or connect with any railway now constructed or that may hereafter be constructed, and make May cross at grade or connect with other roads.

Use of bridges, &c., authorized.	use of any bridge or the sides or center of any public road. <i>Provided</i> , That if said bridge is owned by an incorporated bridge company that consent of a majority of the directors must be first obtained.
Capital stock.	SECTION 5. That the capital stock of said company shall consist of five hundred shares of one hundred dollars each, with privilege of increasing the same, from time to time, as the directors may determine; said company shall also have the right to borrow money to an amount which, with the capital stock subscribed, will complete and equip said railroad, and to issue bonds, with or without coupons, in sums of not less than one hundred dollars, payable at such times and on such terms and at such rates of interest as they may deem proper, and may secure the payment thereof by a mortgage or mortgages upon said railroad, its property, tolls and franchises, and may issue a preferred stock, subject to such terms and conditions as the directors and the purchasers may agree upon.
May borrow money and issue bonds.	
May issue preferred stock.	
By-laws.	SECTION 6. That the said company shall have power to make such by-laws as they may deem suitable to carry out the object of the corporation and the government of the same, and the same to alter, amend, add to or repeal at their pleasure, and to adopt a common seal, and to alter the same: <i>Provided</i> , That said by-laws shall not be contrary to the constitution and the laws of the commonwealth of Pennsylvania, and of the United States.
Directors.	SECTION 7. That the corporators named in this act shall elect persons to serve as directors of the company, of such number, at such time and with such qualifications as may be prescribed by the by-laws, and shall hold their office until their successors are elected; the directors shall elect a president, treasurer, secretary and such other officers as may be deemed expedient and necessary.
Officers.	
Damages.	SECTION 8. That when damages cannot be agreed upon by said company and the owners of land and materials along the line located for said railroad, or on whose lands said inclined plane or inclined planes may be built, the same shall be settled in the manner provided by the act regulating railroads and the supplements thereto.
Reports and taxes.	SECTION 9. Said company shall make the same reports, and pay the same taxes to the commonwealth, as if incorporated under the general railroad law.
Corporations may subscribe to stock, &c.	SECTION 10. That any incorporated company shall have power to subscribe to the stock of said company, or to purchase or endorse the bonds of said company, and shall be represented at the meetings and elections of said company by such persons as may be designated by the governing power of such subscribing or endorsing corporations.

JAMES H. WEBB,

Speakers of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twelfth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1175.

An Act

To incorporate the Gas Company of the City of Lock Haven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That L. A. Mackey, H. T. Beardsley, Simon Scott, W. W. Morrison, C. A. Mayer, W. A. Simpson, W. M. Rankin, E. C. McClure, Peter W. Keller, A. T. Bisel, Sr., Samuel Chirt, J. G. Harris, Jacob Brown, James Welsh, James S. Robinson, Boyd C. Packer, Jacob Bower, O. D. Satterlee, Doctor J. H. Barton, R. H. Boggis, S. R. Peale, N. Shaw, K. D. Smith, William White, John N. Wellier, W. H. Brown, V. B. Shied, C. P. Lambert, George S. Good, Proctor Myers and George S. Good, their successors, associates and assigns are hereby created a body politic and corporate, by the name, style and title of the Gas Company of the City of Lock Haven, and by that name shall have perpetual succession and shall in law, be capable of suing being sued, pleading and being impleaded in courts of law and equity, and of contracting and being contracted with relative to the business of the corporation, and may have a common seal and the same alter and renew at pleasure, and may have power to purchase and hold, in fee simple, such real estate as may be necessary for carrying on the business of the said corporation.

Corporators.

Title.
Powers and privileges.

SECTION 2. The said company shall have power and authority to provide, erect and maintain all works and machinery, engines and apparatus necessary and proper for making, raising, introducing and conducting into the city of Lock Haven, a sufficient supply of gas, and for this purpose may build, provide, erect and maintain all proper buildings, tanks and reservoirs for the reception of gas, and are hereby fully authorized and empowered by themselves, their agents, engineers and workmen, and with their tools, wagons, carts and horses, to enter upon such lands and enclosures, streets, lanes and alleys, roads and highways and bridges, as it may be necessary to occupy for the purpose aforesaid, or to obtain materials for the construction of said works, and to occupy, ditch and lay pipes through the same, and the same to repair from time to time, and if injury be done to private property, the said company shall make compensation therefor, or give security for such compensation according to the provisions of the eleventh section of an act, entitled "An Act regulating railroads," approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine.

Authorized to erect works.

May enter upon lands and highways to obtain materials, lay pipes, &c.

Damages.

SECTION 3. The capital stock of said company shall be one hundred thousand dollars, divided into shares of fifty dollars each; and the said company may issue bonds to the amount of one hundred thousand dollars, bearing interest not exceeding

Capital stock.

May issue bonds.

Election of
directors.

ing eight per centum per annum, and secure the same by mortgage of their real estate, franchises and privileges.

SECTION 4. The stockholders shall annually, at such day and place as the by-laws may designate, elect five directors to manage the affairs of the company, who shall serve for one year and until their successors are elected; and from the persons above named, the first board of directors shall be selected, and they and each succeeding board may elect a president from among their number, and appoint such other officers as the interests of the company may require; in all elections each share of stock shall be entitled to one vote.

May establish
rules, fix rates,
&c.

SECTION 5. The company shall have the right to fix and establish all necessary rules and regulations as to the use of the said gas, furnished as aforesaid, and to fix the rates and prices to be paid by the citizens and persons using the same, and to collect the same as debts are now collected by the laws of this commonwealth, and to declare dividends of the net profits of such company as may be provided by the by-laws.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twelfth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO W. GEARY.

No. 1176.

An Act

To Incorporate the Miners' Savings Bank and Trust Company of Scranton, Pennsylvania.

Corporators.

Name.

Privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. and it is hereby enacted by the authority of the same* That A. B. Dunning, Isaac Dean, W. W. Winton, Thomas Licey, S. W. Keene, Daniel Selkman and George Coray and their successors, be and they are hereby made and created a corporation and body politic, by the name and style of the Miners' Savings Bank and Trust Company of Scranton, Pennsylvania, and by that name shall have perpetual succession, and by law be capable to hold and dispose of property, to sue and be sued, plead and be impleaded, answer and defend in courts of law or equity or in any place whatsoever, and to make, have and use a common seal, and alter and renew the same at pleasure, and generally to do every act and thing necessary to carry into effect the provisions of this enact-

ment and promote the object and design of this act of incorporation: *Provided*, That a misnomer of the said corporation, Misnomer. in any instrument, shall not vitiate the same, if the intent of the parties can be clearly ascertained.

SECTION 2. That the purpose of this act is to organize and Purpose. incorporate a savings bank and trust company, to be located in the city of Scranton, Luzerne county, Pennsylvania; that the business of the said corporation shall be to receive on deposit from any person any sum or sums of money not less than one dollar, and to transact any other business transacted by banks in this commonwealth; to take and accept by grant, assignment, transfer, devise or bequest, and hold, any real or personal estate or trusts created in accordance with the laws of this state, and to execute such legal trusts in regard to the same or such terms as may be declared, established or agreed upon in regard thereto; to accept from and execute trusts for married women in respect to their separate property, whether real or personal, and act as agents for them on the management of such property, and to receive and become a depository of all trusts and such other funds that may be paid in to or be under the control of the several courts of this state and the laws of the same: *Provided*, That the said courts shall be satisfied of the security of the said depository: *Provided however*, That nothing in this act shall be construed to authorize the issue of circulating notes; such deposits to be paid to such depositors with interest at such rates as may be fixed by the directors, in lawful money, national bank notes, or notes of banks incorporated in this state, at par, in sums not less than one dollar, when required during business hours: *Provided*, That deposits by married women and minors may be repaid to them, and such repayments made upon their orders, checks or receipts shall discharge said corporation from any further claims for the same, and deposits so made by married women or minors shall not at any time be subject to the claim or demand of or payable to the husband of said married woman or the parent or guardian of such minor. Business. Prohibition. Payment of deposits. Deposits by minors and married women.

SECTION 3. That for the security of the depositors of the said corporation, it shall be the duty of the persons named in the first section, and such other persons as may become associated with them as stockholders in the company incorporated, to raise and form a capital of one hundred thousand dollars, to be paid in as shall be required by the board of directors, one-fourth of which shall be paid in before the corporation shall commence business; the directors of the said corporation may increase the capital stock thereof, as they shall from time to time elect, to any amount not exceeding one million of dollars: *Provided*, That the stockholders, at the time of such increase, shall each be entitled to a *pro rata* share of such increase, upon the payment of the par value thereof; said right to be forfeited if not availed of within twenty days of the time fixed for the subscription by public notice. Capital. Increase.

SECTION 4. That the said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth or of the United States or other States, and bonds, Investment of funds.

or real estate, or real and personal securities, or in such other manner as may be deemed appropriate and safe.

Certificates to depositors, mode of electing directors, &c.
SECTION 5. That the directors shall have power, by their by-laws, to prescribe the form of certificate to be issued to depositors and the mode of making them transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors, in such manner as the by-laws may prescribe; but the whole number of directors shall at no time exceed nine.

Meeting of corporations.
Purpose of meeting.
Officers.
Real estate.
Expenses of searches, &c., to be paid by borrower.
Interest on deposits.
Dividends.
Receiving deposit a after depreciation of assets.
SECTION 6. That there shall be a meeting of the majority of the persons named in the first section on such day, within twelve months from the passage of this act, as a majority of them shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation and choosing, from among the subscribers, seven directors to manage the affairs of said corporation; said directors shall choose from their own number a president and vice president, and may appoint and and remove, at will, such other officers as they shall deem necessary; said directors, president and vice president to remain in office until a new election shall take place as provided in the by-laws, and to have and to exercise all of the rights, powers and privileges which are intended to be hereby given.

SECTION 7. That the real estate which it shall be lawful for said corporation to hold shall be only such as is requisite for the accommodation and convenient transaction of its business, and such as it may find necessary to purchase at judicial sale or otherwise to secure debts due it; and that in all cases of loan upon real estate, the expenses of searches, examination of certificates and recording papers, shall be paid by the borrower.

SECTION 8. That the directors, at their first regular meeting in January of each year, shall regulate and fix the rate of interest to be paid upon deposits for the ensuing year; that interest shall not be allowed to any depositor until his deposit shall amount to two dollars; that interest shall be calculated by calendar months only, and no interest to be allowed for the fraction of a month.

SECTION 9. That it shall be the duty of the directors of said corporation, on the first Monday in January and July in each year, to make and declare out of the net proceeds and profits of the business of same corporation a dividend of so much thereof as they may deem best, and the same to pay over to the stockholders or legal representatives within ten days thereafter: *Provided*, That if the directors shall declare and pay any dividend, from any source whatever, other than the net profits and gains of the business of said corporation, or shall receive from any person or persons any deposits, after the assets of the said corporation shall have become depreciated in cash value below the whole amount of the deposits with said corporation and the debts of the same, and fifty per centum of the capital paid in, they shall become and be, and so long as said depreciation continues shall remain, jointly and severally, personally liable to the depositors with and creditors of said corporation for any deficiencies existing to them after

their remedies against the said corporation shall have become exhausted.

SECTION 10. That the shares of said corporation shall be transferable on its books, in such manner as may be designated by the by-laws thereof; that each stockholder shall be entitled to cast one vote, in person or by proxy, for each and every share of stock by said stockholder then owned; that if any person or persons shall subscribe to the original or increased stock of said corporation, and shall omit to pay any instalment of the same for a period of thirty days after the time prescribed for the payment thereof, the moneys heretofore paid by such subscriber and the stock by him or her subscribed for shall be forfeited to said corporation, and the directors of the said corporation may sell and dispose of the said stock as they may deem most advantageous to said corporation; that the books of said corporation shall at all times during business hours be open for the inspection of such agents as the legislature shall appoint for that purpose.

Shares transferable.

Votes.

Failure to pay instalments.

Books to be open for inspection.

SECTION 11. That the officers and agents of the said corporation, upon entering upon the discharge of their duties, shall give bonds, in such an amount as the directors shall fix, for their fidelity and good conduct, and for the safe-keeping and appropriation of all such sums of money as shall be placed in their charge by depositors and others, and that the directors of said corporation may require an increase of the amount of said bonds whenever they may deem it necessary; that such portions of the by-laws and regulations of the said corporation as relate to the receipt and payment of deposits, and to the rate of interest paid thereon, shall be put up in a conspicuous place in the office where the business of said corporation is transacted.

Officers and agents to give security.

Portions of by-laws and regulations to be put up in office.

SECTION 12. It shall and may be lawful for any court of the commonwealth of Pennsylvania, and for any person or persons, or bodies politic or corporate, by deed, will or otherwise, to make, constitute and appoint the said corporation, with the consent of the same, a trustee, assignee, guardian of the estate of minor children, committee of a lunatic or receiver, and to allow it like compensation for the execution of such trusts as would by law be allowed to individuals, and such as may be agreed upon before accepting any such trust from or on behalf of any of the said person or persons and bodies politic or corporate; and the said corporation is further empowered to accept such appointment, and to act as executor or administrator of any deceased testator or intestate, and letters testamentary of administration may be issued by the register of wills of the proper counties to it, for such appointment as executor or administrator as the said corporation may accept, without such bond or surety.

May be appointed trustee, assignee, &c.

SECTION 13. That the capital stock of said corporation shall be taken and considered as the security required by law for the faithful performance of its duties as such executor, administrator, trustee or receiver, and shall be liable in case of default.

Capital security for performance of duties.

SECTION 14. That this charter shall continue for twenty years, but the legislature reserves the right to alter, revoke

Limitation. Reservation.

Bonus and
taxes.

Individual
liability.

or annul the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injustice shall be done to the corporators: *And provided further*, That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now required by law.

SECTION 15. That the stockholders shall be individually liable to double the amount of the capital stock.

J. D. M'JUNKIN,

Speaker of the House of Representatives, *pro tem*.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twelfth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1177.

An Act

To incorporate the Pittsburgh, Allegheny and Duquesne Passenger Railway Company.

Commissioners

Name.

Construction of
railroad authorized.

Route.

Extension.

Capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That Hugh M'Neill, Joseph Kirkpatrick, Henry Omslce, John H. Morrison, O. H. P. Williams, William Krebs, George J. Reed, Jacob Kopp, Samuel Reynolds, N. H. Voeghtly, James Callery, Leonard Walter, John Jann, Gottlieb Seidle, Henry F. Eggers, M. Heighelman, J. N. Straub and David Gilmore, or any three of them, are hereby appointed commissioners to open books, receive subscriptions to the capital stock of the company hereby incorporated, to be known by the name of the Pittsburgh, Allegheny and Duquesne Passenger Railway Company, with authority to construct a single or double track railroad, with the necessary turnouts, sidings and switches, from any point on Anderson street, city of Allegheny, to Lackock street; thence along Lackock street to Madison avenue; thence along Madison avenue to Main street; thence along Main street to Pine street; thence along Pine street to River avenue; thence along River avenue to Bridge street, with power, at any time, to extend the said passenger railroad, by any route which may be deemed best by the directors, to any point in the borough of Millvale.

SECTION 2. That the capital stock of said company shall consist of one thousand shares of twenty-five dollars each: *Provided*, That the directors of the said company may, at any

time, increase the same to two thousand shares if deemed necessary; and any person or persons, association or associations, may subscribe for and hold any number of said shares.

SECTION 3. That when five hundred shares of the stock shall have been subscribed, and ten dollars paid in on each share, the said commissioners, or any five of them, shall certify, under their hands and seals, the names of the subscribers, and the number of shares subscribed by each, to the governor of the commonwealth; and it shall be thereupon the governor's duty by letters patent, under his hand and seal of the state, to create and erect the said subscribers, their associates, assigns and successors into one body politic and corporate, in deed and in law, by the aforesaid name, style and title of the Pittsburg, Allegheny and Duquesne Passenger Railway Company; and by the said name they shall have perpetual succession, with power to make a corporate seal, and the same to modify, alter and renew at pleasure, and to ordain, establish and put into execution such by-laws, ordinances, rules and regulations as may seem necessary and convenient for the government of said corporation, and not being contrary to the constitution and laws of the United States or of the commonwealth; and shall be able and capable of taking and holding the capital stock, and the increase and profits thereof, and of purchasing, taking and receiving and holding all such real estate and personal property as may be necessary or convenient to enable them to carry on the traffic of the said road, and the other purposes for which they are incorporated, with economy, facility and dispatch, and the same to exchange, barter, sell, let or lease on ground rent, mortgage or lease, or otherwise dispose of at their pleasure, and of suing and being sued, pleading and being impleaded by their corporate name, and shall have generally all the rights, privileges, franchises and incidents belonging and appertaining to a corporation, and the right of doing all and every other matter and thing which a corporation may lawfully do.

SECTION 4. That the persons named in the letters patent, or any five of them, shall, as soon as conveniently may be after the same shall have been received, give at least ten days' notice in two or more daily papers published in the city of Pittsburg of a time and place, to be by them appointed, at which the subscribers shall proceed to organize the said corporation, and shall choose, by a majority of said subscribers, by ballot, to be delivered in person or by proxy, five managers, all of whom shall reside in Allegheny county, who shall immediately choose one of their number to president, all of whom shall serve until the third Monday of January next, or until their successors are lawfully chosen: *Provided*, That each member shall be entitled to one vote for every share or shares held by him or her.

SECTION 5. That said company shall have power to raise on bonds, to be secured by mortgage of the road, including all its stock and franchises, any sum not exceeding three-fourths of the capital stock authorized by this charter, for the purpose of carrying out the true intent of this act: *Provided*, That no bond

Certificate to
governor.

Letters patent.

Powers and pri-
vileges.

Organization.

Managers.

Votes.

May raise
money on bonds

Proviso.

shall be issued for a less sum than one hundred dollars, with interest at a rate not exceeding seven per centum per annum.

Transfers of stock.

SECTION 6. That said company shall not allow the transfer of share or shares of stock, except by resolution of the board of directors, until all the instalments have been paid; and if any stockholder shall omit, for the space of six months, to pay any instalments which may have been called for, the managers of the company may either declare the share or shares of stock on which the instalment or instalments are unpaid as aforesaid to be forfeited, or may at their option bring suit to recover the said instalment or instalments, with interest at the rate of twelve per centum per annum, as debts of a like amount are recoverable, against the person or persons appearing by their books to be the owner or owners thereof.

Dividends.

SECTION 7. That dividends of so much of the profits of said company as shall appear advisable to the directors, shall be declared in the months of January and July of each year, and be paid at the office of said company any time after ten days' notice from the time of declaring the same, but said dividends shall in no case exceed the amount of the net profits of said company, so that the capital stock shall never be thereby impaired, and in case the directors shall declare a dividend exceeding the amount of the net profits, and thereby impair the capital stock, they shall be held individually liable for all such excess.

Consent of councils to be obtained before using or altering streets.

SECTION 8. That the said railway company shall not be permitted to use and occupy any of the streets of the said city of Allegheny, or streets of said borough, for the purposes of their railways, until the consent of the councils of said city and borough is first thereto had by ordinance duly passed; nor shall the said company at any time alter or change the grade or line of any street without the consent of the councils aforesaid first had and obtained; and said company shall pay into the treasury of said city and borough such sums of money, in consideration of the right of way being granted by said city and borough, as may be fixed and agreed upon.

To pay for right of way.

Gauge.

SECTION 9. That the said railway company shall be and they are hereby required to lay the track of their said road of such a gauge as to be most convenient for the use of carriages and buggies passing over the said road; and in all cases the carriage or vehicle following the car shall have the right to the track, and the carriage or vehicle coming in the opposite direction shall be required to turn off the track.

Right to track regulated.

Penalty for injuring property of company.

SECTION 10. That if any person or persons shall wilfully break, remove, destroy, or injure any part of the said railway or the cars, carriages, station houses, or other buildings or property of said company, or shall, without the consent of the company, obstruct or impede the passage on or over the said railway or any part thereof, the person or persons so offending shall forfeit and pay for every such offence the sum of five dollars to the said company; but no such suit shall be brought unless commenced within sixty days after such offence shall have been committed, and the person or persons so offending shall be and remain liable, in addition to said penalty, to action or actions at the suit of said railway com-

pany for any loss or damage occasioned by his or her or their act or acts as aforesaid.

SECTION 11. That the councils of Allegheny shall have the powers to establish such regulations in regard to said railway as may be required for the purpose of paving, repairing, grading, culverting and laying gas and water pipes in and along the streets in said city used by said company, and to prevent obstructions thereon. Councils may establish regulations for paving, grading, &c.

SECTION 12. That no greater fare shall be charged upon said road per passenger to or from Pittsburg than five cents, and for any greater distance not more than two and one-half cents a mile, but in no case to exceed ten cents. Amount of fare, limited.

SECTION 13. That said railway company shall, at the intersection of their road with any railroad upon which locomotives are used, cause their cars to stop before crossing the same, under a penalty of twenty five dollars for each violation of this section. Cars to stop before crossing railroad tracks.

SECTION 14. That said company shall have all the rights and immunities that are enjoyed by the Pittsburg, Allegheny and Manchester Passenger Railway Company and the Federal Street and Pleasant Valley Railway Company as to carrying freight or passengers, and charges therefor and collecting the same. Rights and immunities as to carrying freight, &c.

SECTION 15. No individual or corporation shall be permitted to subscribe for or hold more than forty shares of stock: *Provided*, That after thirty days following the opening of the books of subscription a sufficient amount of stock be not taken, then individuals be permitted to subscribe for and hold what amount of stock said corporation may agree upon. Amount of stock each individual or corporation may hold

SECTION 16. All acts or parts of acts inconsistent herewith be and the same are hereby repealed. Repeal.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The thirteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY

No. 1178.

An Act

To incorporate the Dayton and Pine Creek Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.	That W. S. Marshall, James Mosgrove, J. T. Irwin, John Campbell, T. H. Marshall, David Beyer, Frank Martin, M. McElwain, Abraham Good, D. P. Marshall, Theodore Wilson, Jacob Beck, J. H. Rupp, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Dayton and Pine Creek Railroad Company, with all the powers and subject to all the restrictions of the act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as the provisions of this act may provide.
Title.	
Subject to.	
Capital stock.	SECTION 2. That the capital stock of this company consist of two thousand shares of fifty dollars each: <i>Provided</i> . The said company may increase their capital stock at any time to such amount as in their opinion may be necessary to carry out the true intent and meaning of this act.
Construction of railroad authorized.	SECTION 3. That said company shall have the right to construct a railroad from a point at or near the mouth of Pine creek, Armstrong county, to the town of Dayton, in said county, and state of Pennsylvania, with the right to extend the line of said road a distance not exceeding ten miles, to such other point as may be deemed expedient by the stockholders of said company, with the further right to construct branch railroads, in any direction, not exceeding ten miles in length, and of connecting with any railroads now made or that may be hereafter made in the counties of Armstrong, Indiana and Jefferson.
Extension.	
Branches.	
May borrow money and issue bonds therefor.	SECTION 4. That the said company are hereby authorized to borrow money upon interest, not exceeding eight per centum, to an amount not exceeding its capital stock, and to issue bonds therefor and secure the same by mortgage upon the road, its real estate, franchises, cars, engines and rolling stock, or any part thereof, at such rate of interest and terms as the said company may agree to pay, and to attach to said bonds coupons for the payment of interest at the office of the company, or at any bank in the county of Armstrong, or in Pittsburg, Philadelphia or New York.
Directors.	SECTION 5. That the directors of the company shall be (including the president) seven in number: <i>Provided</i> . That the company may at any time increase the number to thirteen.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The thirteenth day of May. Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1179.

A Supplement

To the act incorporating the Farmers' and Miners' Railroad Company increasing the powers and extending the privileges thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Farmers' and Miners' Railroad Company, incorporated by an act approved the seventeenth day of March, Anno Domini one thousand eight hundred and seventy, be and they are hereby authorized to extend their road to any point on the West Pennsylvania railroad, in Allegheny county, with the like powers and privileges contained in their act of incorporation.

JAMES H. WEBB,
Speaker of the House of Representatives

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The thirteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1180.

An Act

To incorporate the Philadelphia and Chester Transportation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Abram Blakley, John Phillips, Joshua E. Green, Amos Gartside, Joshua P. Eyre, William C. Gray, H. B. Taylor, Levi G. James, Francis T. Baker, Joshua P. Eyre, Junior, and their associates, be and they are hereby created a body politic, by the name, style and title of the Philadelphia and Chester Transportation Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of purchasing, taking and holding, in its corporate name, property, real and personal and mixed, and of using and applying such property for the purpose of building, purchasing, leasing and hiring boats and their equipments for transporting freight and

Corporators.

Title.

Powers and
privileges.

passengers from point to point within the state of Pennsylvania and state adjacent thereto, with power to sell, hire out and dispose of the said boats and equipments, upon such terms as may be agreed upon.

By-laws. SECTION 2. That the said company shall have power to make such by-laws as they may deem proper to enable them to carry out the objects of the corporation, and the same to alter, amend, add to or repeal at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure; and to issue certificates of stock, in such form, and subject to such regulations, as they, from time to time, by their by-laws, prescribe and regulate, and prescribe in what manner their contracts and obligations shall be executed.

Seal.
Certificates of stock.

Contracts and obligations.

Capital.

Liability to taxation.

Directors.

SECTION 3. That the capital of said company be fixed at ten thousand dollars, with power to increase the same, from time to time, as a majority of the directors may deem necessary for the transaction of the business of the corporation, when approved by a majority of the stockholders; and said company shall at all times be liable to taxation, in the same manner and to the same extent as may be, from time to time, imposed upon like corporations.

SECTION 4. That the corporators named in this act shall elect persons to serve as directors, and a majority of whom shall constitute a quorum for the transaction of business, and shall hold their office until their successors shall have been elected in accordance with the by-laws.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The sixteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1181.

An Act

To incorporate the East Broad Top Coal and Iron Company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That William Horton, H. S. Wishart, M. Beehams, T. Joab and C. R. Durham, their associates, successors and assigns, be and are hereby created a body corporate and politic, under

the name, style and title of the East Broad Top Coal and Iron Company, and by said name said corporation and their successors shall have perpetual succession, and enjoy all the privileges and franchises incident to a corporation, and as such shall be and is hereby vested with all the rights, powers, privileges, duties and obligations conferred and imposed upon the Bedford Iron Company, by the act of the legislature of Pennsylvania, approved the ninth day of April, Anno Domini one thousand eight hundred and fifty-six, and the several supplements thereto, except in so far as the same may be changed by this act.

SECTION 2. That it shall be lawful for said company to hold, not exceeding four thousand acres of land, in the county of Fulton and in the adjoining counties, and to construct and operate a railroad or railroads, with branches, from any part of their lands to connect with any railroad now built or which may be hereafter built in, through or to said counties: *Provided*, That said company shall have authority to hold such portions of their lands in such parts of the bituminous coal fields as the directors may determine.

SECTION 3. This corporation shall pay into the treasury of the commonwealth a bonus of one-fourth of one per centum on the capital stock hereby authorized or hereafter created, in four equal annual instalments, and such taxes on dividends as is or may be provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The eighteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1182.

A Supplement

To the act, entitled "An Act to incorporate the Protection Mutual Fire Insurance Company of Littlestown, in the county of Adams," approved February fifteenth, one thousand eight hundred and fifty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the powers and privileges conferred upon said company by the second section of the act incorporating said company, the said corporation shall have power to insure against losses by fire upon horses, cattle and all other live stock contained within any buildings insured in said company, or any enclosures adjoining said buildings, subject to the act incorporating said company, and the rules, regulations and by-laws adopted for the government thereof.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The eighteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No 1183.

A Supplement

To an act incorporating the Domain Land Company, approved fifth May, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Domain Land Company shall be entitled to all the rights, powers and privileges conferred and set forth in and by an act to incorporate the Pennsylvania Company, approved seventh April, Anno Domini one thousand eight hundred and seventy, and the supplement thereto, approved eighteenth February, one thousand eight hundred and seventy-one.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The nineteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1184.

An Act

To incorporate the Consolidated Gas Company.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That P. Houston, Nelson P. Reed, Henry M. Long, James P. Barr, Joseph S. Larc, D. O'Neil, Alexander Rook, M. F. Egan, L. Neeb, C. F. Bauer, R. H. Nevin, James S. Siebeneck, Wm. J. Kountz and their associates, or persons who shall become stockholders, be and the same are hereby made and constituted a body politic and corporate, by the name, style and title of the Consolidated Gas Company of the city of Pittsburgh, Allegheny county, with a capital stock of two hundred and fifty thousand dollars, to be divided into shares of fifty dollars each, and shall have the privilege of increasing their capital stock, from time to time, as the board of directors may deem necessary, for the purpose of carrying out the true intent and meaning of this act; to be organized, managed and governed as provided by the act regulating gas and water companies, approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, and subject to all the restrictions and provisions, together with the immunities contained in said act.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The nineteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1185.

A Supplement

To the Wayne County Savings Bank, extending the time for organization and fixing the liability of stockholders.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Time for organi-
zation extended

Liability of
stockholders
fixed.

That any three of the corporators named in the original act may hold a meeting on such day, within twelve months from the passage of this act, as they shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation, and choosing directors as is provided in said act.

SECTION 2. That the stockholders shall be personally liable to an amount equal to double the capital stock owned by them respectively, and that any and all provisions inconsistent herewith be and the same are hereby repealed.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The nineteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY

No. 1186.

An Act

To regulate the payment of the bonus on the increase of capital stock of the Lehigh Water Company of the borough of Easton, authorized by act, March third, one thousand eight hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the payment of the bonus on the increased of capital stock of the Lehigh Water Company of the borough of Easton, authorized the third day of March, one thousand eight hundred and seventy-one, entitled "A further supplement to the Lehigh Water Company, in the borough of Easton, Northampton county, for increase of capital stock and to borrow money," be regulated in accordance with the provisions of the fifteenth section of act the first of May, one thousand eight hundred and sixty-eight, entitled "An Act to revise, amend and consolidate the several laws taxing corporations, brokers and bankers."

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate

APPROVED—The nineteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1187.

An Act

To incorporate the Woodruff Sleeping and Parlor Coach Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jonah Woodruff, James Stevenson and George W. Rothrock, all of Pennsylvania, and all such other persons as may be associated with them and their successors, are hereby created and erected into a body corporate and politic, in deed and in law, by the name, style and title of the Woodruff Sleeping and Parlor Coach Company, and by that name shall have perpetual succession, and shall be able to sue and be sued, plead and be impleaded, defend and be defended in all courts of law and equity, and may make and have a common seal; and said corporation is hereby authorized and empowered to make contracts with any railroad corporation or corporations, or any individual or individuals, within the United States or elsewhere, for the transportation of passengers and baggage to and from any place along the line of any railroad within the United States, and to consummate and carry into effect such contracts, and generally to do and perform anything and everything pertaining to the business of transportation of passengers and baggage, in cars known as sleeping or parlor coaches, to and from any place in the United States.

Corporators.

Title.

Powers and privileges.

SECTION 2. The said corporation is hereby vested with all the powers, privileges and immunities necessary to carry into effect the purposes of this act as herein set forth; the capital stock of said company shall consist of one thousand shares, of fifty dollars each, with the privilege to said company of increasing the number of shares from time to time, to a number not exceeding one hundred thousand shares, of fifty dollars each, in the manner provided in the by-laws to be adopted by the said corporation, which stock shall, in all respects, be deemed personal property, and shall be transferable in such manner as the laws of said corporation shall provide; the persons hereinbefore named are hereby appointed commissioners, and shall be called the board of commissioners of the Woodruff Sleeping and Parlor Coach Company.

Capital stock.

Board of commissioners appointed.

SECTION 3. The first meeting of said board of commissioners shall be held at the Monongahela House, in the city of Pittsburgh, Pennsylvania, at such time, within three months after the passage of this act, as the said commissioners shall appoint; said board shall organize, and it shall be their duty to open books or cause books to be opened, at such times and in such places as they shall determine, within six months after the passage of this act, to receive subscriptions to the capital stock of said corporation, and a cash payment of ten per centum on all subscriptions, and to receipt therefor; so soon

First meeting of board.

Duty of board.

Organization.	as the one thousand shares shall in good faith be subscribed for, and five dollars per share actually paid into the treasury of the company, the said board of commissioners shall appoint a time and place for the first meeting of the subscribers to the stock of said company, and shall give thereof, in at least one newspaper in each city in which subscription books have been opened, at least ten days previous to the day of meeting; and such subscribers as shall attend the meeting so called, either in person or by proxy, then and there shall elect by ballot, five directors for said corporation, and in such election, each share of the said capital stock shall entitle the owner thereof to one vote; the board of commissioners shall act as inspectors of said election, and shall certify, under their hands, the names of the directors elected at such meeting; and the said commissioners shall then deliver over to said directors, all the moneys, properties, subscription books and other books in their possession, and thereupon the duties of said commissioners shall cease and determine for ever, and thereafter the stockholders shall constitute said body politic and corporate.
Election of directors.	
Annual meetings of stockholders.	SECTION 4. Annual meetings of the stockholders of the said corporation, for the choice of officers, (when they are to be chosen,) and for the transaction of business, shall be holden at such time and place and upon such notice as may be prescribed in the by-laws.
Directors to elect officers.	SECTION 5. That the directors chosen in pursuance of the first section of this act shall, as soon as may be after their election, elect from their own number a president and vice president, and choose a treasurer and secretary, who shall hold their offices at the will and pleasure of the board of directors; the treasurer and secretary shall give such bonds with such security as the said board, from time to time, may require; the secretary shall, before entering upon his duty, be sworn to the faithful discharge thereof, and said oath shall be made a matter of record upon the books of said corporation; no person shall be a director of said company unless he shall be a stockholder and qualified to vote for directors at the election at which he shall be chosen.
Treasurer and secretary to give security. Secretary to be sworn.	
Who may be director.	
Terms of office of president directors.	SECTION 6. That the president and directors shall hold their office for the period indicated in the by-laws of said company, and until others are chosen in their place and qualified: in case it shall so happen that an election of directors shall not be made on any day appointed by the by-laws of said company, the corporation shall not for that excuse be deemed to be dissolved, but such election shall be holden on any day which shall be appointed by the directors; the directors, of whom three including the president shall be a quorum for the transaction of business, shall have full power to make and prescribe such by-laws, rules and regulations as they may deem needful and proper, touching the manner of issuing, disposition and management of the stock, property, estate and effects of the company, the transfer of shares, the duties and conduct of their officers and servants, touching the election and meeting of directors, and all matters, whatsoever, which may appertain to the concerns of said company; and the said board of directors may have full power to fill any vacancy or vacan-
Failure to elect directors at time appointed.	
Powers of directors.	

cies that may occur from any cause or causes, from time to time, in their said board, and also to purchase or contract for the use of such patents for improvements in sleeping or parlor coaches as they may deem advantageous for the interests of the company.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The nineteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1188.

An Act

To authorize the trustees of the Welsh Congregational Church of Scranton, in the county of Luzerne, to sell certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees, or a majority of them, last elected to office, of the Welsh Congregational Church of Scranton, in the county of Luzerne, be and they are hereby authorized to sell and convey all that certain lot of land with improvements, situate, lying and being in the city of Scranton, Luzerne county, Pennsylvania, described as follows, viz: Being lot number two, (2) in square or block number twenty-eight, (28) and situate upon street called and known as Millin avenue, in the city aforesaid, said lot being seventy-five (75) feet wide in front on said avenue, and ninety-two (92) feet in depth, reserving the coal to the original grantor, the Lackawanna Iron and Coal Company, and their successors; the trustees aforesaid, or a majority of them, are hereby authorized and empowered to make sale of said lot of ground and parcel of land, or any part thereof, to make a deed or deeds therefor to the purchaser or purchasers in fee simple.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The nineteenth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1189.

An Act

To incorporate the Rittersville Park Association.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That J. F. Reichard, Samuel M'Hose, John H. Hoffman, Edwin Lockhart, Christian Straub, George B. Schall, Eli J. Saeger, Joseph Newhard, R. D. Cramer, William Keon, Charles Broadhead, Robert Lockhart, Herman M. Fetter, C. M. Knauss, John Schilling, Asher Shimer, Henry J. Moyer, Charles Ritter, Josiah Rugel, William Bush and James Kimmet, their associates and successors, be and they are hereby created a body politic and corporate in law, by the name, style and title of the Rittersville Park Association, and by that name shall sue and be sued, and shall generally possess the powers and privileges of a corporation, with power to purchase, hold, sell, transfer or lease real or personal property in their corporate capacity.
Title. Powers and privileges.	
Object.	SECTION 2. That the objects of said association shall be to provide, keep and maintain, in the county of Lehigh, grounds and other real and personal estate suitable for gymnastics and other healthful and amusing exercises, and to hold exhibitions in the manner heretofore exercised by the state and county agricultural societies, for the improvement of the breed of horses, cattle and live stock generally, under such arrangements as may be prescribed by the board of directors, and to offer and pay such premiums for stock so exhibited and their performance, as they may deem necessary to promote the objects of such exhibitions: <i>Provided,</i> That the right of admission to such exhibitions shall be limited and governed by such regulations as may be prescribed by the directors of said association.
Right of admission.	
Capital stock.	SECTION 3. That the capital stock of said association shall be twenty thousand dollars, with the privilege of increasing the same to any amount not exceeding one hundred thousand dollars, in shares of fifty dollars each.
Dividends.	SECTION 4. That so much of the profits of said association as shall be deemed expedient by the directors shall, from time to time, be divided among the stockholders.
Votes.	SECTION 5. That at all meetings or elections held by said association each share shall be entitled to one vote.
Officers.	SECTION 6. That the officers of said association shall consist of a president, a vice president, a secretary, a treasurer and six directors; the president, vice president, secretary and treasurer being ex-officio members of the said board of directors exclusive, who shall be elected by ballot at such time and place, and in such manner as shall be prescribed by the corporation or by-laws.
Election.	

SECTION 7. That no public or private road or alley of any kind shall be laid out or opened in or through the grounds or enclosures occupied by this association, without the consent of two-thirds of the stockholders. Roads not to be opened through grounds without consent of stockholders.

SECTION 8. That the said association shall have the right and power to enact and enforce by-laws, prohibiting all prize fighting, betting, gambling of any description, selling, bringing or using upon or near the premises of the association, and to eject from the premises all persons committing these or any other nuisance or disorder: *Provided further*, That provisions of this section shall apply to any person or persons who shall erect or keep stands, or offer for sale, or exhibit any description of articles near the said premises which may be deemed by the directors injurious to their exhibitions. By-laws prohibiting prize fighting, betting, &c.

SECTION 9. That the members of said association shall have the right, at the first or any subsequent meeting, to establish and enforce such by-laws for the government of the association and the payment of the stock as they may deem expedient, which by-laws shall not be inconsistent with the constitution of the United States and the constitution of this state, or the provisions of this act. By-laws for government of association and payment of stock.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twentieth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1190.

An Act

To authorize the construction of a bridge over Oil creek, on the Blood farm, in the township of Cornplanter, in the county of Venango.

SECTION 1: *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That Cyrus Elliott, of Cornplanter township, and county of Venango, his heirs and assigns, shall, after having obtained the consent of the owners of the lands on each side of Oil creek to erect a bridge on their lands, have the right and privilege to construct, maintain and keep up a wagon or foot-bridge at his own expense across said Oil creek, at the Blood farm, at or near the line of the Tarr and Story farms, in the county of Venango; and to erect gates and demand and receive tolls for the crossing the said bridge, not exceeding the Construction of bridge authorized. Gates may be erected and tolls charged.

following rates, to wit: For each double team, wagon or carriage, fifteen cents; for each single team or wagon or carriage, ten cents; for each single horse, with or without a rider, five cents; for each foot passenger, two cents; for each head of horn cattle, three cents; for each head of sheep or swine, one cent.

Bridge to be kept in good repair.
Navigation not to be obstructed.

SECTION 2. That the said Cyrus Elliott, his heirs and assigns, shall keep said bridge at all times in good repair: *Provided*, That said bridge shall be so constructed as not to obstruct the free navigation of said creek for flat boats and barges.

Certain laws made applicable to.

SECTION 3. That all general laws of this commonwealth for the protection of bridges are hereby made applicable to this bridge, and all remedies given to bridge companies by general laws against violation of the same and injuring bridges and evading the payment of tolls are hereby given to Cyrus Elliott, his heirs and assigns.

Limitation.

Prohibition.

SECTION 4. That this charter shall continue for the term of ten years from the approval of this act; and all other persons are prohibited from erecting or maintaining wagon or foot bridges across said creek within one hundred rods above and below said bridge.

J. D. M'JUNKIN,

Speaker of the House of Representatives, *pro tem*.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1191.

An Act

To provide for the damages done to Jones' hotel property, Chestnut street, Philadelphia, by reason of its occupation by troops during the late rebellion.

WHEREAS, A petition of L. A. Tams and others, surviving heirs of Catharine Yohe, deceased, owners of Jones' hotel property, situate in Chestnut street, above Sixth, in the city of Philadelphia, was presented to the court of common pleas in and for said city, under and by virtue of the eighth section of an act of assembly, entitled "An Act to provide for the adjudication of certain military claims," approved the sixteenth day of April, Anno Domini one thousand eight hundred and sixty-two:

And whereas, Upon said petition, appraisers were appointed in pursuance of the said eighth section of said act of April sixteenth, one thousand eight hundred and sixty-two, who duly performed their duties under said act, and made report to the court of common pleas that the amount of the actual damages suffered by said above named petitioners was seventeen thousand dollars, which report was confirmed by said court for the said amount, and duly certified, as required by law, and is now on file in the office of the auditor general of Pennsylvania; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the attorney general is hereby authorized to enter into an agreement with the surviving heirs of Catharine Yohe, that an amicable action be entered in the common pleas of Philadelphia county, between the said heirs and the commonwealth of Pennsylvania, for the purpose of ascertaining whether the commonwealth is liable to the said heirs for any damage done to the Jones hotel, in Philadelphia, by Pennsylvania troops during the late rebellion, and for what sum; either party to have the right of appeal to the supreme court, as in other cases; and the state treasurer is hereby authorized and required to pay any judgment that may be rendered in favor of the said heirs: *Provided*, That not more than seventeen thousand dollars shall be paid by the state treasurer in satisfaction of said claim.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-third day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1192.

A Further Supplement

To an act, entitled "An Act to incorporate the Pottsville Iron, Steel and Coal Company," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president of the Pottsville Iron, Steel and Coal Company, and who shall be one of the directors, shall be elected

How and when
president to be
elected.

How business
to be carried on.

by the stockholders by ballot annually, and at the time of the annual election; and the business of said company shall be carried on by or under the exclusive management or control of the president, or on his failing, then by the board of directors, but as regards the board of directors, subject to the control of general meetings of stockholders; and section third of said act to which this is a supplement, so far as the same is altered and supplied by this act, be and the same is hereby repealed.

Time for pay-
ment of enrol-
ment tax, ex-
tended.

SECTION 2. That the time for the payment of the enrolment tax required to be paid by the said the Pottsville Iron, Steel and Coal Company, be and the same is hereby extended for one year from the date of the approval of this act, with like effect as if the same had been paid within one year from the approval of the original act.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fourth day of May, Anno Domini: one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1193.

A Supplement

To an act, entitled "An Act to Incorporate the Girard Mercantile Company of Philadelphia," approved March sixteenth, one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said company is hereby authorized to receive, for warehousing, safe-keeping or storage, goods, wares and merchandise of all kinds, grain, flour, produce, petroleum, whisky or other property, subject to such charges for factorage, storage and insurance as may be agreed upon between them and the owners or depositors of said property, and to take charge of and perform the duty of paying duties on bonding, receiving, landing, hauling and delivering all such goods, wares, merchandise or property deposited, or intended to be deposited, with said company; to insure or cause to be insured the owner or owners thereof against all loss by fire or water, whether in transit or on storage, for such an amount, time and price as may be agreed upon between the said owner or owners, depositors or agents; and the said company shall also have power

to advance money and credits upon any property in its custody or upon bills of lading, receipts or certificates representing goods on storage elsewhere, or in transit from one portion of the United States to another, on such terms as may be agreed upon between the borrowers and said company; it shall be lawful for the said company to purchase, hold and convey real estate as follows: First, such as shall be necessary for its immediate accommodation in the transaction of its business; second, such as shall be mortgaged to it in good faith by way of security for debts previously contracted; third, such as shall be conveyed to it in satisfaction of debts previously contracted in the course of its dealings; fourth, such as it shall purchase at sales under judgments, decrees or mortgages held by the company, or shall purchase to secure debts due to said company; it shall also have power to build upon or alter such real estate as may be necessary for carrying on the business of the company; it shall also be lawful for the said company to create and execute, under its corporate seal, a mortgage or mortgages, to trustees to be named by the board of directors, upon all or any of the real estate which may at any time be owned by the said corporation, which said mortgage or mortgages shall not exceed two-thirds of the assessed value of said real estate, and to issue coupon bonds, secured by such mortgage or mortgages, for such sums, and payable at such times as may be fixed by the board of directors of said corporation, and which said bonds shall pass, by delivery from hand to hand, without assignment, and the holder thereof shall be deemed and taken to be the rightful owner thereof; that any receipt or certificate issued by said company for any goods, wares, merchandise or property, as aforesaid, stored or deposited with the said company, shall be negotiable, and may be transferred by endorsement and delivery of said receipt, certificate; and any holder of said receipt or certificate, to whom the same may be so endorsed or delivered, shall be deemed and taken to be the owner of said goods, wares, merchandise or property therein specified, (either absolutely or as a pledge for any advances or credits on the same, as the case may be,) subject however to all charges thereon; and no property so specified shall be delivered by said company, except on the surrender and cancellation of said original receipt or certificate, or in case of the partial delivery or release thereof, by the written assent of the holder of said receipt or certificate endorsed thereon: *Provided*, That all the receipts or certificates issued by the said company, which shall have the words, "not negotiable" plainly written or printed on the face thereof, shall not be transferable by endorsement and delivery, as aforesaid; that the office of the said company shall be in the city of Philadelphia; the directors shall be elected annually by the stockholders, on the third Tuesday of February, and they shall elect, from their number, a president and vice president, and may appoint a treasurer and secretary and such other officers, clerks and agents as the business of the company may require; all elections for directors shall be by ballot, and every stockholder shall be entitled one vote for each share of stock held by him, but no person shall be eligible as director who is not a stock-

holder to the amount of twenty shares ; at the annual or special meetings a quorum shall consist of stockholders owning at least one-third of the capital stock ; the board of directors shall have power to make all by-laws necessary for conducting the business of the company ; the said company shall pay to the state treasurer, for the use of the state, a bonus of one-fourth of one per centum on the sum required to be paid in before active business, in four equal annual instalments, the first payment to be made in one year thereafter, and a like bonus on all subsequent payments on account of the capital stock of said company.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fourth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1194.

An Act

To Incorporate the United Order of Stationary Engineers of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William J. M'Carty, Benjamin Howard, Andrew Brittan, William Wright, I. K. Skelton, Joseph Blanche, John W. Jenkins, James M'Cool, Patrick Mooney, J. P. Colihan, their associates, successors and assigns, are hereby created a body politic and corporate in law, under the name, style and title of the United Order of Stationary Engineers of Pennsylvania, and by that name shall have a corporate seal, perpetual succession, and be able to sue and be sued, implead and be impleaded in all courts of record, in Pennsylvania and elsewhere, to purchase, receive, have, hold and enjoy to them and their successors, all manner of lands, tenements, rents, annuities, franchises and hereditaments, and any sum or sums of money, and any portion or manner of goods and chattels given or bequeathed to them, to be employed and disposed of for the purpose of said corporation.

SECTION 2. The objects of this association shall be to raise money and funds from its members for the assistance of each other when unable, from natural or other causes, to assist themselves, to care for and furnish with the necessities of life the

Corporators.

Title.

Powers and privileges.

Objects.

destitute widows and orphans of former members of the association, to assist the unwary and dissipated in their attempt at reform, to protect the interests of the engineers running stationary engines in this commonwealth.

SECTION 3. The association shall have power to make such laws, rules and regulations, necessary, convenient and proper for conducting or governing its affairs for the carrying out the objects as before stated, not inconsistent with this act or the laws of this commonwealth. Laws, rules and regulations.

SECTION 4. This association shall have power to organize branch associations, in any section of this commonwealth, under such regulations as may be prescribed by the laws of this association, not to conflict with the spirit and intent of this act. Branch associations.

JAMES H. WEBB,
Speaker of the House of Representatives.
WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-fourth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1195.

An Act

Supplemental to an act, entitled "An Act to incorporate the Skinner's Eddy and Little Meadows Railroad Company," approved the first day of April, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for the commencement of work on the Skinner's Eddy and Little Meadows railroad is hereby extended for the term of six years from the passage of this act, and the time for the completion of the same for five years thereafter; and that whenever any five or more miles of said road are constructed, the said company shall have the right to run cars thereon and charge tolls, and be entitled to all the rights, benefits and privileges as if the said road was fully completed; and at any time after the passage of this act the said company shall have the right to commence and construct any branch, connection or lateral railroad, as authorized by the act, entitled "An Act to incorporate the Skinner's Eddy and Little Meadows Railroad Company," and to which this is a supplement: *And provided further,* That the said company shall have the right to change the location or either terminus of said road, if deemed expedient, or increase the capital stock of said company to any sum not exceeding double the amount of stock as originally authorized by the act aforesaid. Time for commencement and completion of work, extended.
Road may be used when five miles are completed.
Branches.
May change location or either terminus, and increase capital stock.

Subscriptions
to stock, &c.

SECTION 2. That any person, parties or company may subscribe to the capital stock or bonds of said company, and under agreement may pay for the same, by grading the road-bed, furnishing any materials or farm produce, furnishing team work, or giving or granting the right of way, or fencing the said road or branches, and in payment therefor the said company may issue stock or bonds, in such sum or sums as authorized by the act to which this is a supplement.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fourth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1196.

An Act

Giving the assent of the commonwealth of Pennsylvania to an act of the legislature of the state of New York, entitled "An Act to incorporate the Barrett Bridge Company, in Orange county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the assent of the commonwealth of Pennsylvania be and the same is hereby given to the provisions mentioned and contained in an act to incorporate the Barrett Bridge Company, in Orange county; and the said act of the legislature of the state of New York is hereby adopted, ratified and confirmed by the legislature of Pennsylvania, and the provisions thereof shall have full force and effect within this commonwealth, in order to carry out the true intent and provisions of this act. *Provided,* That nothing herein contained shall, in any wise, be taken, held or construed to release or discharge the New York and Erie Railroad Company, or its successor, the Erie Railway Company, from their right and liability to construct and maintain a bridge across said river, at any point within two miles of said bridge.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fourth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1197.

An Act

To annul the marriage contract between Peter Heffner and Catharine,
his wife.

WHEREAS, Peter Heffner and Catharine Ritz, of Chanceford township, York county, were married in Anno Domini one thousand eight hundred and sixty:

And whereas, The said Peter was at the time of said marriage only seventeen years of age, and was coerced into said marriage by arrest and duress, as well as threats and abuses; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Peter Heffner, of Chanceford township, York county, Pennsylvania, and Catharine, his wife, of the same place, be and the same is hereby annulled and made void, and the said parties released, set free and discharged from said contract, and all duties and obligations thereunder as fully, effectually and absolutely as if said contract had never been made, or as if said marriage ceremony had never been performed.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fifth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1198.

A Supplement

To an act to ratify and confirm the charter of Incorporation of the Atlantic Petroleum Storage Company, and to confer additional powers on said corporation," approved September eighth, eighteen hundred and sixty-eight, to prevent accidents by the burning of oil.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Owners of vessels at company's wharves, not to use fire without permission of superintendent.

That it shall not be lawful for the owner or owners, master, officers or crew of any vessel or vessels, while lying at the wharf or wharves of the said company, or of the Atlantic Refining Company of Philadelphia, to have, use, permit, or allow to be had or used, any light or fire, or any smoking, in, about or near their vessel or vessels, without the written permission of the superintendent of the same, describing the kind of lamp to be used, and in the manner and place in which a fire can be made or used.

Owners and officers liable for damages arising from violation of section.

SECTION 2. The owner or owners and officers of such vessel or vessels shall be held liable for all damages which may arise from any violation of the provisions of the foregoing section, whether such damage be to property or to life or limb, or to both.

Company to cause act to be printed and posted.

To provide places where crews can cook.

Masters, &c., subject to police regulations of company

SECTION 3. That said company shall cause this act to be printed on large cards, and to be exposed in prominent places in their offices and on their wharves; and they shall also provide a place or places where the crews of such vessel or vessels can cook their meals and obtain shelter; such masters, officers and crews shall likewise be under pain of the foregoing penalties, be subject to every and all the police regulations made by the said company for the protection of their premises and the property thereon.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fifth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1193.

An Act

To incorporate the Media and Chester Narrow Gauge Railroad, in the county of Delaware.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same:* That John M. Broomal, H. Jones Brooke, Wm. Ward, Amos Gardside, Edward A. Price, Jonn O. Deshong, Jr., Thomas J. Haldeman, Harry B. Black, John Cochran, John G. Dyer, J. Cooper Talley, Jas. R. Cumins, A. Lewis Smith, Joshua P. Eyre, Jr., Abraham Blakely, Geo. W. Ormsby, Caleb Em-len, Jonathan Pennell, Samuel Bancroft, Antrim Oshorn and John M. Sharpless, and their associates, or a majority of them.

are hereby authorized to organize a company, by the name, style and title of the Media and Chester Narrow Gauge Railroad Company, with all the powers, and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating railroad companies," approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as may be changed by this act.

Title.

Subject to.

SECTION 2. The capital stock of said company shall be one hundred thousand dollars, and be divided into shares of fifty dollars each: *Provided*, Said company may, from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase the capital stock so much as in their opinion may be necessary to complete the said road, and carry into effect the true intent and meaning of this act.

Capital stock.

SECTION 3. Said company shall have the right to build or construct a railroad, of not less than two feet six inches gauge, beginning in or near the borough of Media; thence by such practicable route, with moderate grades, as will, in the opinion of the president and directors of the said company, most conduce to the public interest, to some point at or near the city of Chester.

Construction of railroad authorized.

SECTION 4. That the said company shall have power to borrow money, from time to time, not exceeding the amount of the capital stock, and to issue therefor coupon or other bonds, free from all taxes, of such denominations, and at a rate of interest not exceeding eight per cent., and for such length of time as the board of directors of said company may determine, and dispose of the said bonds at such prices as the said directors may deem advisable, and to secure the payment of such bonds and loan by a mortgage or mortgages of the property, or any portion of the property and corporate franchises of the company; and it shall be lawful for any corporation to guarantee the whole or any portion of said bonds.

May borrow money and issue bonds.

Any corporation may guarantee bonds.

SECTION 5. That the said company shall have power to connect with and to cross at any grade any other railroad now or hereafter built.

May connect with and cross other roads.

SECTION 6. The said railroad to be commenced within three years, and completed within ten years from the time of the passage of this act.

Commencement and completion.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fifth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1200.

An Act

To incorporate the United States Co-operative Insurance Company of
Pennsylvania

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Corporators.

Title.

Powers and
privileges.

That Samuel Miller, John F. Unger, C. H. Kidder and C. A. Miller, their associates, successors and assigns, are hereby created a body politic and corporate in law, under the name, style and title of the United States Co-operative Insurance Company of Pennsylvania, and by that name shall have perpetual succession, shall have a corporate seal, and be able to sue and be sued, implead and be impleaded in all courts of record and elsewhere, to purchase, receive, have, hold and enjoy to them and their successors, such real estate and personal property as may be required by said association to carry out the object of said corporation, and to receive and invest all moneys in stocks, bonds, mortgages or other securities as the said corporation, their successors or assigns may deem proper for the benefit of the association, and to sell, mortgage and re-invest the same according to law.

Entitled to cor-
poration provisions.

SECTION 2. The corporators aforesaid shall have the rights and privileges, and be subject to the restrictions set forth in the second section of an act, entitled "An Act to incorporate the National Relief Association of Pennsylvania," approved the sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

Membership,
relative to.

SECTION 3. Any person over fifteen years of age may become a member of said association, under and subject to such rules and restrictions as shall be adopted by the corporation, and by signing an agreement, in connection with the application for membership, to pay the fee of admission, the regular dues and a pro rata proportion of the expenses and benefits fixed and appropriated by the said rules and regulations, at the death of any member, in good standing, which each member of the association shall be liable for, and in default of payment thereof, or of the regular dues aforesaid, after thirty days' notice in the manner and form fixed by the by-laws, for the services of the same, shall cease to be a member and shall forfeit all right, title and interest in and to any benefits or donations in and from said company, together with the amount such delinquent member may have previously paid.

SECTION 4. The corporators aforesaid shall have power to appoint a president, secretary and treasurer, and any other officers as may be required to carry out the object of said corporation; they shall have power to increase their own number as a board of directors not exceeding sixteen, to create and fill vacancies, to ordain, establish and put in execu-

tion such by-laws and regulations as may be necessary for the government of the said company, and to do, all and singular, the matter and things which to them as a corporate body it shall lawfully appertain to do for the well-being of the association and the due ordering and managing of the same.

SECTION 5. In addition to the dues and assessments of the members of the association, the corporation shall have power to receive, hold, use and disburse deposits, donations, legacies and bequests, within the provisions of the by-laws and in compliance with the expressed wish of any depositor, donor, divisor or testator who shall make this corporation their agent for the execution of any trust.

Further powers
of corporation.

SECTION 6. The principal business of said association shall be transacted in such town or city in the state of Pennsylvania as the directors shall designate and determine, who may, if found expedient, organize branch associations in any other section of the country, under such rules and regulations as may be prescribed by the by-laws of this association not in conflict with the spirit and intent of this act and the constitution of the United States and this commonwealth.

Where business
to be transacted

Branches.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fifth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1201.

An Act

To incorporate the Enterprise Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That W. Cunningham, Harry Thomason, James Giese, and their associates, successors and assigns, be and they are hereby authorized and empowered to form and be a body corporate, to be known as the Enterprise Improvement Company, which shall be and is hereby vested with all the powers, privileges, duties and obligations conferred upon the Pennsylvania Company, by act of the legislature of Pennsylvania, incorporating the same, approved the seventh day of April, one thousand eight hundred and seventy, and the supplement thereto, approved the eighteenth day of February, one thou-

Corporators.

Name.
Powers, privi-
leges, &c.

sand eight hundred and seventy-one, as fully as if all of said privileges had been herein specifically and particularly set forth.

Change of name
and location of
general office,
relative to.

SECTION 2. That the stockholders of said company, by and with the consent of the holders of not less than two-thirds of the shares of stock, be and they are hereby authorized to change the name and title of the said company, and designate the location of its general office, which changes shall be valid, after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of the said company.

Authorized to
borrow money.

SECTION 3. That the Enterprise Improvement Company is hereby authorized to borrow money upon such terms as it may deem proper, and issue such forms of indebtedness therefor, and in such amounts as it may, from time to time, decide, and may secure the payment of the same by mortgage of its property, income and franchises, and to the extent that may be necessary to enable it to carry out the purpose of its organization; it shall be entitled to all the privileges and powers conferred by the tenth and eleventh sections of an act regulating railroads, approved February nineteenth, one thousand eight hundred and forty-nine.

Further privi-
leges and
powers.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fifth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1202.

An Act

To enlarge the power of the Alps Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Alps Insurance Company, a corporation created by the court of common pleas of the county of Erie, under the provisions of the act of March twenty-sixth, one thousand eight hundred and sixty-seven, entitled "An Act to enlarge the jurisdiction of the courts of common pleas of this commonwealth," and the act supplementary thereto, approved the seventeenth day of March, one thousand eight hundred and sixty-nine, shall have power to fix, by its by-laws, the number of its board of directors, and how many thereof shall be re-

quired to constitute a quorum; and it shall also have power to insure against lightning, where no fire is caused thereby.

JAMES H. WEBB,

Speaker of the House of Representatives,

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fifth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1203.

An Act

To incorporate the Carbondale Miners' and Mechanics' Savings Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Nealon, Anthony Battle, Peter Byrne, Hugh O'Niel, Canfield Harrison, Thomas Voyle, P. Moffitt, Peter Walsh, E. A. Murray, Homer Grinnell, John R. Durfy, A. M. Walsh, and their successors, shall be and they are hereby created a body politic and corporate, by the name and style of the Carbondale Miners' and Mechanics' Savings Bank, to be located in the city of Carbondale, and by that name shall have perpetual succession, and may sue and be sued in any court whatsoever, may have a common seal, may renew or alter the same; also may have the right to own and hold real estate, and improve or dispose of at pleasure.

Corporators.

Name.

Powers and privileges.

SECTION 2. The capital stock of said company shall consist of one thousand shares of the value of fifty dollars each, with the privilege of increasing the same, by a vote of the stockholders, to four thousand shares of like value per share; and when the capital stock is so increased, the stockholders shall have the right to take the shares authorized by such increase at such price as the board of directors may name: *Provided,* That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of new stock in such manner as they may deem best.

Capital stock.

Taking of new stock, relative to.

SECTION 3. The corporators, or a majority of them, shall have power to open books for subscription to the capital stock, at such times and places as they may deem expedient, and when one thousand shares or more of said stock shall have been subscribed, and twenty-five per centum thereon of the

Subscriptions to stock.

Election of directors.	same paid in, the shareholders may elect nine directors, (one of whom shall be president,) to serve until the next annual election, or until their successors shall have been duly elected and qualified.
By-laws.	SECTION 4. The board of directors shall make all by-laws necessary for conducting the business of the company, which by-laws shall be at all times accessible to those doing business with the company; the board of directors shall have power to require payments of any amount remaining unpaid on the stock of said company, at such times and in such proportions as they think proper, and under penalty, in case of non-payment as required, of forfeiture to the company of such stock and all previous payments thereon.
Payment of amounts remaining unpaid on stock.	
Banking privileges.	SECTION 5. The said bank shall be a bank of discount, and may receive money on deposit, for which interest may be paid in accordance with the by-laws of said bank, and may loan such money on bond and mortgage, or real estate, bonds or other securities of the state of Pennsylvania or of the United States, or other good and sufficient securities.
Dividends.	SECTION 6. The board of directors shall have power to declare and pay out of the earnings of the company, to the stockholders, at such times and in such amounts as to them may seem proper; and said company shall pay to the state treasurer a tax on such dividends as is or may be imposed by law.
Annual election for directors.	SECTION 7. The annual election for directors shall be on the second Tuesday of January of each year, unless changed by the by-laws of the company; directors shall elect one of their number president, and shall have power to elect all officers or agents they deem necessary for conducting the business of the company; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by a written proxy, but said proxy must be dated within six months of and five days prior to the election for which such proxy was given: five days' notice, by publication in one of the city papers, shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws.
Officers and agents.	
Votes.	
Notice of elections.	
Payments to minors or married women.	SECTION 8. That the board of directors shall have power to pay, on application, the check, proper receipt or order of any minor or married woman, such money or any part thereof as he or she may have deposited to his or her credit, or any interest or dividend accruing thereon, without the assent or approval of the parent or guardian of such minor, or the husband or creditors of the husband of such married woman, to attach or in any manner to interfere with any deposit, interest or dividend due thereon to such minor or married woman: <i>Provided</i> , That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.
Bonus and taxes.	
Individual liability.	SECTION 9. That the stockholders of said corporation shall be liable in their individual capacity for the said bank to double the amount of stock held by them.
Limitation. Reservation.	SECTION 10. This charter shall continue for twenty years, but the legislature reserves the right to alter, revoke or annul

the same at any time when it shall be necessary for the public good: *Provided*, No injustice be done to the stockholders.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-fifth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1204.

An Act

To incorporate the State Deposit and Savings Bank of Scranton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Elisha Phinneys, Charles Dupont Breck, J. Gardner Sanderson, George S. Kingsbury, George Coray, Stephen Keene and George Sanderson, and all other persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby created a body corporate by the name of the State Deposit and Savings Bank of Scranton, and by that name shall have perpetual succession, and shall be capable by law to hold and dispose of property, to sue and be sued in any court whatever, to make and have a common seal and to alter and renew the same at pleasure, to make and put in force all such by-laws and regulations necessary for conducting the business of the corporation, and generally to do every act and thing necessary to carry into effect the provisions of this enactment and to promote the object and intent of this act of incorporation; said deposit and savings bank to be located in the city of Scranton, in Luzerne county: *Provided*, That all by-laws, ordinances or regulations adopted shall be in conformity with the constitution of the United States, the constitution and laws of this state and with this act of incorporation: *And provided*, Nothing in this act shall be construed to authorize said bank to issue circulating notes.

Corporators.

Name.

Powers and privileges.

Prohibition.

SECTION 2. That the purpose of this act is to organize and incorporate a deposit and savings bank; that the business of said corporation shall be to receive on deposit, from all persons or bodies corporate who shall offer the same, any sum or sums of money not less than one dollar, and to transact any other business transacted by the banks of this commonwealth; to take and accept by grant, assignment, transfer, devise or be-

Purpose.
Business.

quest, and hold, any real or personal estate or trusts created in accordance with the laws of this state, and execute such legal trusts in regard to the same, on such terms as may be declared, established or agreed upon in regard thereto; to accept from and execute trusts for married women in respect to their separate property, and to receive and become the depository of all trusts and such other funds as may be paid into or be under the control of the several courts of the state and the laws of the same: *Provided*, Said courts are satisfied of the security of said depository.

Payment of deposits.

Deposits by minors and married women

SECTION 3. That all savings deposits shall be paid such depositors with interest, at such rates on all sums over five dollars as may be fixed annually by the directors, in lawful money, national bank notes or notes of banks incorporated in this state, at par, in sums not less than one dollar, and all other depositors only such rates of interest as entitled to by special agreement; that deposits by married women and minors may be repaid to them, and such repayment, or the interest or dividends on their deposits, may be made them upon their order, checks or receipts, and the same shall discharge said corporation from any further or other claim for the sums so paid; and the deposits so made by married women or minors shall not at any time be subject to the claim or demand of or payable to the husband of such married woman or the parent or guardian of such minors.

Capital.

Increase.

SECTION 4. That for the security of depositors of the said corporation, it shall be the duty of the persons named in the first section, and such others as may become associated with them as stockholders in the company incorporated, to raise, form a capital of not less than twenty-five thousand dollars, and not to exceed two hundred thousand dollars; notice of any increase of capital shall be given as soon as made to the auditor general; the capital stock shall be divided into shares of twenty-five dollars each, and paid in as required by the board of directors, but one-half thereof shall be paid in before said corporation shall commence business: *Provided*, The stockholders at the time of any increase of the capital shall be entitled to a *pro rata* share of such increase, upon the payment of the par value thereof, said right to be forfeited if not availed of within ten days of time fixed for subscription by notice.

By-laws, rules, &c.

SECTION 5. That the directors of said corporation may adopt such by-laws, rules and regulations as will secure to all the depositors of a particular class, an equitable participation in the profits of the business of the corporation, and otherwise manage and conduct the business of the corporation, in such manner, and with such intent, as will co-operate equally and justly to the mutual benefit of all depositors as well as stockholders.

Investment of funds.

SECTION 6. That the said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth or of the United States, or other stocks and bonds, or real or personal securities, or in such other manner as may be deemed appropriate and safe

SECTION 7. That the directors shall have power by their by-laws to prescribe the form of certificate to be issued to depositors, and the mode of making them transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors in such manner as the by-laws may prescribe, but the whole number of directors shall at no time exceed thirteen or be less than five.

Certificate to depositors, time of electing directors, &c.

SECTION 8. That the persons named in the first section of this act are authorized to receive subscriptions for the capital stock of said corporation, and to choose from among the subscribers, not less than five directors, to manage the business of said corporation; said directors shall choose from their number a president and vice president, and may appoint and remove at will such other officers as they shall deem necessary; said directors, president and vice president to remain in office until a new election shall take place as provided in the by-laws, and to have and to exercise all of the rights, powers and privileges which are intended to be hereby given.

Corporators may receive subscriptions and choose directors.

Officers.

SECTION 9. That the real estate which it shall be lawful for said corporation to hold, shall be such only as is necessary for its accommodation in the transaction of its business, and such as it may find necessary to purchase at judicial sale or otherwise to secure debts due it.

Real estate.

SECTION 10. That the directors, at their first regular meeting in January of each year, shall regulate and fix the rate of interest to be paid upon deposits for the ensuing year; that interest shall be calculated by calendar months only, and no interest shall be allowed for the fraction of a month.

Interest on deposits.

SECTION 11. That it shall be the duty of the directors of said corporation to make and declare out of the net proceeds and profits of the business of the corporation, from time to time, to be fixed in the by-laws, dividends of so much thereof as they may deem best, and the same to pay to the stockholders and depositors entitled in the by-laws to participate in the same.

Dividends.

SECTION 12. That the shares of said corporation shall be transferable on its books in such manner as may be designated in the by-laws; each stockholder shall be entitled to one vote, in person or by proxy, for each and every share of stock by said stockholder then owned; that if any person or persons shall subscribe to the original or the increased stock of said corporation, and shall omit to pay any instalment of the same for the period of thirty days after the time limited for the payment thereof, the moneys therefor paid by such subscriber, and the stock by him or her subscribed for, shall be forfeited to said corporation, and the directors may sell said stock as they may deem most advantageous to the said corporation.

Shares transferable.

Votes.

Failure to pay instalments.

SECTION 13. That the officers and agents of said corporation, before entering upon the duties of their office, shall give bonds, in such amount as the directors shall fix, for their fidelity and good conduct, and for the safe-keeping and appropriation of all such sums of money as shall be placed in their charge by depositors and others, and the directors may re-

Officers and agents to give security.

Bonus and
taxes.

Limitation.
Reservation.

Individual li-
ability.

quire an increase of the bonds whenever they may deem it necessary: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

SECTION 14. That this charter shall continue in force twenty years, the legislature reserving the right to alter, revoke or annul the same at any time, when it shall be deemed necessary for the public good: *Provided*, No injustice shall thereby be done to the corporators.

SECTION 15. The stockholders shall each be individually liable for the debts of the bank in double the amount of stock held by him.

JAMES H. WEBB, .

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fifth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1205

An Act

For the relief of Michael Foley.

WHEREAS, Michael Foley did, under authority of Governor Curtin and General James, recruit a number of men for the Forty-eighth regiment of Pennsylvania volunteers, and did subsist them, at his own expense, for several weeks prior to their being mustered into said regiment, for which subsistence the said Foley has never been paid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the governor, auditor general and state treasurer be and they are hereby authorized to examine the accounts of Michael Foley for subsisting and recruiting men, as stated in the foregoing preamble, and determine what amount, if any, is due therefor to said Foley, for which amount the auditor general is empowered to issue his warrant, which shall be paid by the state treasurer out of any funds not otherwise appropriated.

JAMES H. WEBB, .

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1206.

An Act

To incorporate the Local Land and Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Samuel S. Strout, F. O. Giese, R. P. Wills, their associates and successors, be and they are hereby created a body corporate and politic, by the name, style and title of the Local Land and Improvement Company, and by that name and title they shall be known and have perpetual succession, and be capable of suing and of being sued, impleading and being impleaded, and of receiving, using, holding, granting and conveying property, real, personal and mixed, and of improving and developing the same by the erection of houses and the construction and operation of such other works and improvements as may be deemed expedient and proper by them, and also to lease, let, or dispose of any part of their property, real, personal or mixed, with or without improvements, and of all of the products and profits of the same, in such markets and places and at such prices and on such terms as to them shall seem advisable: *Provided*, That the said company shall at no time hold more than two thousand acres of land in this commonwealth.

Corporators.

Title.

Powers and privileges.

SECTION 2. That the capital stock of said company shall be fifty thousand dollars, with the privilege of increasing the same, from time to time, to seven hundred and fifty thousand dollars, the shares of which shall not be less than twenty dollars each, which capital stock or shares may be appropriated to the purposes set forth in section one of this act, or be sold at such price and on such terms as the said company may determine, and shall not be subject to assessments or further calls.

Capital stock.

SECTION 3. That the said corporation shall have the right to fix the number of directors by their by-laws, a majority of whom shall be a quorum, one of whom shall be president, and they shall hold their office until their successors shall be duly elected; the said corporation shall be and they are hereby authorized to make such by-laws to enable them to carry on the business of the same as they may deem proper, and to alter and amend the same at pleasure, but no by-law shall be made contravening the constitution of this commonwealth or of the United States.

Directors.

By-laws.

SECTION 4. That the said corporation may adopt a corporate seal and alter the same, may make and issue capital stock and sell the same, and fix the amount of shares and the par value of the same, and issue certificates therefor representing value in their property, in such form and subject to such regulations and interests as they may, from time to time, prescribe,

Further privileges.

and may regulate and prescribe in what form and manner their contracts and obligations shall be made and executed.

Officers. SECTION 5. That the principal office of said company shall be in the city of Philadelphia, and that branch offices and agencies may be established elsewhere for the transaction of any of the business of the company; and that the governor, on the organization of the said company, shall issue letters patent to the aforesaid corporators, or their successors; that nothing herein granted shall be construed into the power of discounting or of issuing their own notes as a bank currency or circulation.

Letters patent.

Prohibition.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1207.

An Act

To incorporate the Deposit and Saving Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George Scott, Samuel B. Diemer, J. W. Alder, J. S. Monroe, J. K. Sharpless, J. F. Pfahler, M. G. Hughes, Samuel Kostenbauder, and their successors, shall be and they are hereby created a body politic and corporate, by the name and style of the Deposit and Saving Bank, to be located in the town of Cattawissa, and by that name shall have perpetual succession, and may sue and be sued in any court whatsoever, and may have a common seal, may renew or alter the same; also may have the right to own and hold real estate, and improve or dispose of it at pleasure.

Corporators.

Name.

Location.

Privileges.

Capital stock.

Increase.

SECTION 2. The capital stock of said company shall consist of five hundred shares, of the value of one hundred dollars each, with the privilege of increasing the same, by a vote of the stockholders, to fifteen hundred shares of the like value per share; and when the capital stock is so increased the stockholders shall have the right to take the shares authorized by such increase at such price as the board of directors may name: *Provided*, That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dis-

pose of such shares of new stock in such manner as they may deem best.

SECTION 3. The corporators, or a majority of them, shall have power to open books for subscription to the capital stock at such times and places as they may deem expedient; and when two hundred and fifty shares or more of said stock shall have been subscribed, and fifty per centum thereon of the same paid in, the shareholders may elect six directors, one of whom shall be president, to serve until the next annual election, or until their successors shall have been duly elected and qualified.

Subscriptions to stock.

Election of directors.

SECTION 4. The said bank shall have power and may borrow or lend money for such periods as the said bank may think proper, may discount any bill of exchange, foreign or domestic, promissory note or other negotiable paper, and the interest may be received in advance, and shall have the right to hold in trust, or as a collateral security for loans or advances or discounts estate, real, personal or mixed, including the notes, bonds, obligations or accounts of the United States, states, individuals or corporations, and to purchase, collect and adjust the same, and to dispose thereof, for the benefit of the said bank or for the payment of the debts as security for which the same may be held, in any market of the world, without proceedings in law or equity, and for such price and such terms as may be agreed upon by the said corporation and the parties contracting therewith.

Banking privileges.

SECTION 5. The said bank may receive money to keep for its depositors, either with or without interest payable thereon, and may buy or sell bullion, buy, sell, draw or negotiate bills of exchange, bills of lading, stocks and bonds of all companies, states and of the United States, or other good and sufficient securities, at such rates of interest as are usual.

Further banking privileges.

SECTION 6. The board of directors shall have power to declare and pay dividends out of the earnings of the company to the stockholders, at such times and in such amounts as to them may seem proper, and said company shall pay to the state treasurer a tax on such dividends as is or may be imposed by law.

Dividends.

SECTION 7. The annual election for directors shall be on the second Tuesday of January of each year, unless changed by the by-laws of the company; directors shall elect one of their number president, and shall have power to elect all other officers or agents they may deem necessary for conducting the business of the company; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by written proxy, but said proxy must be dated within six months of and two weeks prior to the election for which such proxy was given; two weeks' notice, by publication in one of the county papers, shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws.

Annual election for directors.

Officers and agents.

Votes.

Notice of elections.

SECTION 8. The board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with laws of the state or United States, and

By-laws.

Payment of
amounts re-
maining unpaid
on stock.

shall have power to require payments of any amounts remaining unpaid on the stock of said bank, at such times and in such proportions as they think proper, and after thirty days' notice, under penalty, in case of non-payment as required, of forfeitures to the bank of such stock and all previous payments thereon.

Payments to
minors or mar-
ried women.

SECTION 9. That the board of directors shall have power to pay, on application, the check, paper, receipt or order of any minor or married woman, such money or any part thereof as he or she may have deposited to his or her credit, or any interest or dividend accruing thereon, without the assent or approval of the parent or guardian of such minor, or the husband or creditors of the husband of such married woman, to attach or in any manner interfere with any deposit, interest or dividend due thereon to such minor or married woman: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Bonus and
taxes.

Liability of
stockholders.

Limitation.

SECTION 10. That the stockholders shall be personally liable to an amount double the capital stock held by them; and the duration of the charter of said corporation shall be for a period of twenty years and no longer.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1208.

An Act

To incorporate the Susquehanna Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That H. E. Passmore, John Minsker, Alexander Frank, Daniel Hinkle, Samuel Rudy, and their associates, successors and assigns, be and they are hereby authorized and empowered to form and be a body corporate, to be known as the Susquehanna Improvement Company, which shall be and is hereby vested with all the powers, privileges, duties and obligations conferred upon the Continental Improvement Company by the act of the legislature of Pennsylvania, approved the thir-

teenth day of April, Anno Domini one thousand eight hundred and sixty-eight, and the supplement thereto.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1209.

An Act

To Incorporate the German Savings Bank of Wilkes Barre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Lewis Landmesser, L. D. Shoemaker, R. P. Rothwell, Peter Rader, Peter Schapperd, Henry Rohde, John Reichard, Frederick Smith, Peter Seiple, Philip Bauker, M. B. Houpt, Philip Nachbar, G. M. Miller and Charles Wagner, and all other persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby created a body corporate by the name, style and title of the German Savings Bank of Wilkes Barre, and by that name they shall be capable by law to hold and dispose of property, to sue and be sued in any court whatever, to make, have and use a common seal and alter and renew the same at pleasure; to make and put in force all such by-laws, ordinances and regulations necessary for conducting the business of the corporation, and generally to do every act and thing necessary to carry into effect the provisions of this enactment and to promote the object and design of this act of incorporation, to be located in the borough of Wilkes Barre, in the county of Luzerne: *Provided*, That a misnomer of the said corporation to any instrument shall not vitiate the same, if the intent of the parties can be clearly ascertained.

Corporators.

Title.
Powers and
privileges.

Misnomer.

SECTION 2. That the purpose of this act is to incorporate and organize a savings bank and loan and trust company; that the business of the said corporation shall be to receive on deposit, from all persons who shall offer the same, any sum or sums of money not less than one dollar, and to transact any other business transacted by banks in this commonwealth; to take and accept by grant, assignment, transfer, devise or bequest and hold any real or personal estate or trusts created in accordance with the laws of the state, and execute such legal

Purpose.

Business.

Prohibition.	trusts in regard to the same, on such terms as may be declared, established or agreed upon in regard thereto; to accept from and execute trusts for married women in respect to their separate property, whether real or personal, and act as agents for them in the management of such property, and to receive and become the depository of all trusts and such other funds that may be paid into or be under the control of the several courts of this state and the laws of the same: <i>Provided</i> , That the law courts shall be satisfied of the security of the said depository: <i>Provided however</i> , That nothing in this act shall be construed to authorize the issue of circulating notes; such deposits to be
Payment of deposits.	paid to such depositors with interest, at such rates as may be fixed annually by the directors, in lawful money, national bank notes or notes of banks incorporated in this state at par, in sums not less than one dollar, when required during business hours: <i>Provided</i> , That deposits by married women and
Deposits by married women and minors.	minors may be repaid to them, and such repayments, made upon their orders, checks or receipts, shall discharge said corporation from any further claims for the same; and deposits so made by married women or minors shall not at any time be subject to the claim or demand of or payable to the husband of said married women or the parent or guardian of such minors.
Capital.	SECTION 3. That for the security of the depositors of the said corporation, it shall be the duty of the persons named in the first section, and such others as may become associates with them as stockholders in the company incorporated, to raise and form a capital of twenty-five thousand dollars, to be divided into shares of fifty dollars each, and paid in as shall be required by the board of directors, but one-half thereof shall be fully paid in before the said corporation shall commence business; the directors of the said corporation may increase the capital stock thereof, as they from time to time shall elect, to any amount not exceeding two hundred thousand dollars: <i>Provided</i> , That the stockholders at the time of such increase shall each be entitled to a <i>pro rata</i> share of such increase upon the payment of the par value thereof, such right to be forfeited, however, if not availed of within ten days of the time fixed for subscription therefor by public notice.
Increase.	SECTION 4. That the said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth, or of the United States, or other stocks or bonds, or real and personal securities, or in such other manner as may be deemed appropriate and safe.
Investment of funds.	SECTION 5. That the directors shall prescribe the form of certificate to be issued to depositors, and the mode of making transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors in such manner as the by-laws may prescribe: <i>Provided</i> , The number of directors shall at no time exceed nine.
Certificate to depositors, time of electing directors, &c.	SECTION 6. That there shall be a meeting of the majority of the persons named in the first section on such day, within twelve months from the passage of this act, as a majority of
Meeting of corporators.	

them shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation, and choosing from among the subscribers seven directors to manage the affairs of the said corporation; said directors shall choose from their number a president and vice president, and may appoint and remove at will such other officers as they shall deem necessary; said directors, president and vice president to remain in office until a new election shall take place as provided in the by-laws, and to have and to exercise all the rights, powers and privileges which are intended to be hereafter given.

Purpose of meeting.

Officers.

SECTION 7. That the real estate, which it shall be lawful for the said corporation to hold, shall be only such as is requisite for the transaction of its business, and such as it may find necessary to purchase at judicial sale or otherwise to secure debts due it; and that in all cases of loans upon real estate the expenses of searches, examination of certificates and recording papers shall be paid by the borrower.

Real estate.

Expenses of searches, &c., to be paid by borrower.

SECTION 8. That the directors, at their first meeting in January of each year, shall regulate and fix the rate of interest to be paid upon deposit for the ensuing year; that interest shall not be allowed to any depositor until his deposit shall amount to three dollars; that interest shall be calculated by calendar months only, and no interest to be allowed for fractions of months.

Interest on deposits.

SECTION 9. On the first Tuesday in January and July in each year the directors shall make and declare, out of the net proceeds and profits of the business of said corporation, a dividend of so much thereof as they deem best, and pay the same over to the stockholders, or their legal representatives, within ten days thereafter: *Provided*, That if the directors shall declare and pay any dividend, from source whatever, other than the net profits and gains of the business of said corporation, or shall receive from any person or persons any deposits after the assets of said corporation shall have become depreciated in cash value below the whole amount of the deposits with said corporation, and the debts of the same, and fifty per centum of the capital paid in, and they shall become and be, and so long as said depreciation continues, shall remain, jointly and severally, personally liable to the depositors with and creditors of said corporation for any deficiencies existing to them after their remedies against the corporation shall have become exhausted.

Dividends.

Receiving deposits after depreciation of assets.

SECTION 10. The shares of said corporation shall be transferable on its books, in such manner as may be designated by the by-laws thereof; that each stockholder shall be entitled to cast one vote, in person or by proxy, for each and every share of stock by said stockholders then owned; and if any person or persons shall subscribe to the original or the increased stock of said corporation, and shall omit to pay any instalment of the same for the period of thirty days after the time prescribed for the payment thereof, the moneys theretofore paid by such subscriber, and the stock by him or her subscribed for, shall be forfeited to said corporation; and the directors of said corporation may sell and dispose of the said stock, as they may deem most advantageous to said corpora-

Shares transferable.

Failure to pay instalments.

Books to be open for inspection.

tion; the books of said corporation shall at all times during business hours be open for the inspection of such as the legislature shall appoint for that purpose.

Officers and agents to give security.

SECTION 11. The officers and agents of the said corporation, upon entering upon the discharge of their duties, shall give bonds, in such an amount as the directors shall fix, for their fidelity and good conduct, and for the safe-keeping and appropriation of all such sums of money as shall be placed in their charge by depositors and others; and that the directors of said corporation may require an increase of the amount of said bonds whenever they may deem it necessary: that such portions of the by-laws and regulations of the said corporation as relate to the receipt and payment of deposits, and to the rate of interest paid thereon, shall be put up in a conspicuous place in the office where the business of said corporation is transacted.

Portions of by-laws and regulations to be put up in office.

May be appointed trustee, guardian, &c.

SECTION 12. It shall and may be lawful for any court of the commonwealth of Pennsylvania, and for any person or persons, or bodies politic or corporate, by deed, will or otherwise, to make, constitute and appoint said corporation, with the consent of the same, a trustee, assignee, guardian of the estate of minor children, committee of lunatic or receiver, and to allow it like compensation for the execution of such trusts as would by law be allowed to individuals, and such as may be agreed upon before accepting any such trust from or on behalf of any such person or persons and bodies politic or corporate; and the said corporation is further empowered to accept such appointment, and act as executor or administrator as the said corporation may accept, without such bond or surety.

Capital security for performance of duties

SECTION 13. The capital stock of said corporation shall be taken and considered as the security required by law for the faithful performance of its duties as the executor or administrator, trustee or receiver, and shall be liable in case of default.

Limitation. Reservation.

SECTION 14. This charter shall continue for twenty years, but the legislature reserves the right to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injustice shall be done to the stockholders; *And provided further*, That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Bonus and taxes.

Liability of stockholders.

SECTION 15. The stockholders shall be liable individually to double the amount of the paid up stock held by them.

JAMES H. WEBB,

Speaker of the House of Representatives

J. D. DAVIS,

Speaker of the Senate, *pro tem*.

APPROVED—The twenty-sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1210.

A Supplement

To an act to incorporate the Two Lick Navigation and Improvement Company, approved April thirteenth, one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the sixth section of the act, entitled "An Act to incorporate the Two Lick Navigation and Improvement Company," approved April thirteenth, Anno Domini one thousand eight hundred and seventy, as limits the rate of tolls to one cent per thousand feet for timber, scale or board measure, for every five miles, be so altered and changed as to allow the charge for tolls not to exceed twenty cents per thousand feet for timber, scale or board measure, for every five miles run on said stream.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1211.

An Act

To incorporate the Penn Land Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jesse Comfort, John S. Mitchell, A. R. W. Knight, Henry Slack, Jacob U. Bockius, and such other persons as they may hereafter associate with them, be and they are hereby constituted and declared a body corporate and politic in fact and in law, by the name of the Penn Land Improvement Company, to have a corporate seal, to sue and be sued by their corporate name, and their corporate name to purchase, hold, improve and sell real estate, or any interest

Corporators

Name.

Powers and
privileges.

therein, to establish, on such real estate as they may purchase and hold, settlements or colonies of settlements with educational and religious institutions.

Capital stock.

SECTION 2. That the capital stock of said company shall consist of five thousand shares of twenty-five dollars each, with the privilege to increase the same from time to time, which shall be deemed personal property and shall be payable and transferable in such manner as the company may by its by-laws direct.

Directors.

SECTION 3. That the property and affairs of the said company shall be managed and conducted by a board of directors, shareholders in said company, a majority of whom shall be residents of this state, who shall be chosen annually at such times and in such manner and upon such notices as the by-laws of said company shall direct, each share of stock entitling the holder to one vote, either by person or by proxy; and that Jesse Comfort, John S. Mitchell, A. R. W. Knight, Henry Slack and Jacob U. Bockius shall be the first directors under this charter, to continue in office until others are elected or appointed in their places; and they shall have power to fill any vacancies which at any time may exist in the board, by death or otherwise, until the next annual election.

Quorum.

SECTION 4. That the directors of said company, a majority of whom shall constitute a quorum competent to transact all business, shall choose one of their number to be president, and may appoint such officers and agents as they may deem expedient.

Officers and agents.

President and directors authorized to purchase real estate, sell lots, &c

SECTION 5. That the president and directors of said company be and they are hereby authorized, and invested with all the rights and powers necessary and expedient, to purchase, hold, use and improve, sell and dispose of real estate, or any interest therein, to survey such real estate as they may purchase, to lay it out into such lots, to lay out and establish thereon such roads, streets or lines of division, and to sell it in such lots and at such prices as shall to said company seem best calculated to improve and build up said settlements.

Force and effect of instruments signed by president, &c.

SECTION 6. That any conveyance, deed, lease, agreement or other instrument signed by the president and secretary, with a written consent of a majority of the directors of said company, and duly acknowledged according to the law of this state, shall have full force and effect to bind said company to all covenants and conditions therein contained.

May incorporate in deeds clause forbidding nuisances and regulating improvements.

SECTION 7. That for the purpose of restricting nuisances and compelling a uniform system of improvement in said settlements, the said company is hereby authorized and invested with full power to incorporate into any deed of conveyance made by the proper officers, whether fee simple or otherwise, a clause or condition, forbidding the sales upon the premises conveyed by said company of any spirituous or intoxicating liquors, and forbidding any other nuisances which the said company may deem detrimental to the intent and prosperity of said settlements, and require any conveyee of said company to make and maintain such style and character of improvements on said lot or lots so conveyed, or on the street or streets fronting thereon, as to the said company may seem

most expedient for securing a uniform system of development and improvement throughout the said settlements.

SECTION 8. That for the purpose of enforcing the provisions of the last section, the said company is hereby authorized and invested with power to attach to said claim to restrict nuisances and regulate improvements, a penal sum which said conveyee or grantee shall forfeit upon any non-fulfillment or non-compliance therewith, and the said sum the said company may recover in any court of record having competent jurisdiction in actions of debt.

May attach
penal sum to
clause.

SECTION 9. That the president and directors of the said company shall declare and make such dividends as they may deem prudent and proper, from time to time, out of the profits of said company.

Dividends.

SECTION 10. That said company shall have power to borrow such sum or sums of money, from time to time, as shall be necessary to carry out the objects of said company, and to secure the re-payment thereof by the execution and negotiation of any bond or bonds, and secured by mortgage or mortgages on the said lands, privileges, franchises and appurtenances of and belonging to said company, said bonds bearing not more than seven per centum interest per annum.

May borrow
money and
secure payment
by bonds and
mortgages.

SECTION 11. That the said corporation may be dissolved at any time by a general meeting of the stockholders, specially summoned for that purpose by the president of said corporation by the direction of the board of directors or a majority of them: *Provided*, That at least three-fourths in value of the stock be represented therein; and upon such dissolution, the directors for the time being or the survivor or survivors of them, shall be the trustees for settling all the affairs of said corporation and dividing the surplus among the stockholders, in proportion to their respective interest therein, unless the stockholders at such meeting shall appoint one or more persons for such purpose, in which case the person or persons appointed shall be trustees for the purpose aforesaid.

Dissolution of
corporation,
relative to.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1213.

An Act

To authorize the auditor general to settle and adjust the claim of Jonathan D. Walkinshaw, late second lieutenant of company I, Eleventh regiment Pennsylvania Reserve Corps.

WHEREAS, Owing to an irregularity in the issuing of a commission to the said Jonathan D. Walkinshaw he received no compensation for services rendered as second lieutenant while serving in the field for several months during the recent rebellion; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be and is hereby authorized to examine the claim of Jonathan D. Walkinshaw and adjust the same, and the auditor general shall issue his warrant for the amount due said Jonathan D. Walkinshaw, which shall be paid by the state treasurer out of any money not otherwise appropriated: *Provided,* That if any amount is found due and owing to said Jonathan D. Walkinshaw, as second lieutenant in company I, of the Eleventh regiment Pennsylvania Reserve Corps, there shall be deducted from such amount the pay to which he was entitled as first sergeant of said company.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-fifth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1213.

An Act

To incorporate the Pennsylvania Exchange Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. Brown, L. Wunder, E. C. Cook, J. Huplett, Matthias Seddinger, Charles Dougherty, L. Tobin, their associates, suc-

crators.

cessors and assigns, be and they are hereby created a body corporate and politic, by the name, style and title of the Penn-^{Title.} sylvania Exchange Company, and by and under that name and title are authorized to exercise and enjoy all the rights, ^{Rights, privi- privileges and franchises granted to the Real Estate Exchange leges, &c.} Company, incorporated by an act of assembly of the commonwealth of Pennsylvania, approved the sixth day of April, Anno Domini one thousand eight hundred and seventy, and may also receive and invest moneys, execute trusts and hold property in trust and on deposit, real, personal and mixed, act as agents for issuing certificates of stock, and as trustees for married women, collect and adjust the accounts of individuals, firms and corporations, upon such terms as may be agreed upon between the parties; and may create, execute and deliver mortgages and bonds, with or without coupons, and obligations, and dispose of and sell the same, at prices deemed proper by the said company, and generally may exercise all the powers incident to a corporation and that may be necessary in carrying on the business of the company.

SECTION 2. That the said company may establish its offices ^{Offices.} in Philadelphia, or elsewhere, and may change the name of the company, by a vote of two-thirds of the stock cast at any meeting of the stockholders held for that purpose; certificate ^{Change of nam} of the change of name to be filed in the department of state.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1214.

An Act

To incorporate the Ridley Park Association, in the county of Delaware.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Lindley Smyth, Samuel M. Felton, Isaac Hinckley and William Sellers, or a majority of them, and such other persons ^{Corporators.} as shall be associated with them, and their successors, be and the same are hereby erected into a body politic and corporate, by the name, style and title of the Ridley Park Association, ^{Title.} and by that name shall sue and be sued, plead and be im-

Powers and privileges.	pleaded, make and use a common seal, and the same to alter or renew at pleasure, and shall generally possess the powers and privileges of a corporation, with power to purchase, hold, sell, mortgage, transfer or lease real estate in their corporate capacity, not exceeding six hundred acres, in any part of Delaware county, and the same to improve by laying out and constructing macadamized or other roads, artificial lakes or reservoirs, planting trees, erecting buildings, et cetera.
Capital stock.	SECTION 2. The capital stock of said association shall be two hundred and fifty thousand dollars, with the power to increase the same to five hundred thousand dollars, divided into shares of one hundred dollars each.
Organization.	SECTION 3. For the organization of this association, the corporators named in the first section shall call a meeting of the subscribers to its stock, within one month from the passage of this act, at which meeting an election shall be held for five directors, to serve one year and until their successors are elected, and thereafter an election for five directors shall be held annually, at such time and place as shall be prescribed by the by-laws.
Election of directors.	
Votes.	SECTION 4. That at all meetings or elections held by the association each share of stock shall have one vote.
President.	SECTION 5. The board of directors at its first meeting after the annual election, shall elect one of its members as president of the corporation, who shall hold his office until his successor is chosen.
Management.	SECTION 6. The board of directors shall manage and control the affairs of the association, and possess authority to appoint a treasurer, a secretary and such other officers and agents as it may, from time to time, deem necessary, fix their compensation, prescribe their duties and dismiss them at pleasure; it shall also have authority to adopt such by-laws for the government of the association as it may deem expedient, and alter the same in conformity therewith: <i>Provided</i> , They be not inconsistent with this act, the constitution and laws of the United States or of this state.
Officers and agents.	
By-laws.	
Rules and regulations.	SECTION 7. The directors shall have power to enforce the following rules and regulations, viz: No person or persons shall turn cattle, goats, swine, horses or other animals loose upon the roads or lands of the association, or discharge fire arms or throw stones or other missiles upon the same, nor cut, break or in anywise injure or deface the trees, shrubs, plants, turf or any of the buildings, fences, structures or statuary, or foul any fountains or springs, or drive or ride upon any other than the avenues and roads, or bathe or fish or disturb the water fowl in any of the streams, artificial lakes or reservoirs upon the lands of the association, or take ice from any of the said streams, lakes or reservoirs, without the previous consent of the said directors; and no wagon or vehicle of burden shall pass over said lands, except upon such road or avenue as may be designated by the said directors for that purpose, nor with less width of tire than may be prescribed by the by-laws to be adopted by the directors; and any person who shall violate any of the said rules and regulations shall be guilty of a misdemeanor, and shall pay such
Penalty for violation.	

fine, not exceeding five dollars, as may be prescribed by the said directors, to be recovered before any justice of the peace of said county as debts of that amount are now recoverable, and shall be further liable to the full extent of any damage by him or her committed in trespass or other action.

SECTION 8. The directors shall have power to appoint a suitable person or persons, who shall have all the powers of a constable in said county, for the purpose of preserving order upon the lands of the association and arresting any offenders thereon, and taking said offender or offenders to the nearest justice of the peace for a hearing: *Provided*, That all expense of such appointee or appointees shall be paid by the said association.

Directors may
appoint persons
to preserve
order on
grounds.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-sixth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1215.

An Act

To extend the time for the commencement and completion of the Erie and Allegheny railroad.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for the commencement and completion of the Erie and Allegheny railroad is hereby extended for the term of five years from the time now required by law.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-seventh day of May, Anno Domini one thousand eight hundred and seventy-one

JNO. W. GEARY.

No. 1216.

An Act

To exempt the parsonage of the Ebenezer Methodist Episcopal church, number one hundred and sixty-eight, Gay street, Manayunk, and the Odd Fellows' hall, in the borough of Canton, Bradford county, from taxation for city purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the parsonage of the Ebenezer Methodist Episcopal church, number one hundred and sixty-eight, Gay street, Manayunk, Philadelphia, shall be exempt from taxation for city purposes; also, that the Odd Fellows' hall, in the borough of Canton, Bradford county, be exempted from taxation, except for state purposes.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-ninth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1217.

An Act

To incorporate the Rauchstown Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Michael Overdorf, John F. Harman, Russel J. Curns, Peter Irwin, L. S. Burrows, Peter Gromp, John Brosius and Alfred Chatham, be and are hereby appointed commissioners, who, or a majority of whom, are hereby authorized to establish a water company, by the name, style and title of the Rauchstown Water Company, to be located at or near the village of Rauchstown, in the county of Clinton, for the purpose of introducing, from some convenient source, into the said village of Rauchstown, a sufficient supply of pure and wholesome water; said company to have a capital of (\$10,000) ten thou-

and dollars, divided into two thousand shares of five dollars each; and that said company shall be organized and managed under, possess all the powers conferred by, and be subject to the provisions of an act, entitled "An Act to provide for the incorporation of gas and water companies," approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-ninth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1219.

An Act

To incorporate the Green Land Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That W. D. Seiler, E. M'Conkey, J. L. Selfridge, J. A. Smull, H. E. Smith, and their associates, and such persons as may become holders of the stock of said company, are hereby created a body politic, in law and in deed, by the name, style and title of the Green Land Company, and as such shall have perpetual succession, and all the powers privileges franchises and immunities of a corporation. Corporators.
Title.

SECTION 2. That the capital stock of said company shall consist of one thousand shares of the par value of fifty dollars per share; and the president and directors shall have power, from time to time, to issue such an additional amount of stock as they may deem necessary to carry out the objects of the corporation, or may issue the bonds of said company, bearing such rates of interest not exceeding eight per centum per annum, and payable at such times as they may designate, or may issue both said stock and bonds, and dispose of either or both of the same at such price and in such way and manner as they may deem expedient, and shall have power to secure the principal and interest of said bonds by a mortgage or mortgages upon the whole or any parts of their property, real or personal, and their corporate rights and franchises acquired or to be acquired by said company. Capital stock.
May issue bonds.

SECTION 3. The said corporation shall have power to acquire, from time to time, by purchase, lease or otherwise, such Powers.

lands as they may deem expedient, and to develop the same, and may lease, sell, mortgage or otherwise dispose of the such land, or any rights, easements or privileges therein, and may construct all necessary buildings and fixtures necessary for carrying on their business, and for the accommodation of persons engaged in their employ; the amount of land shall not exceed at any time five thousand acres.

Election of president and directors.

Vacancies.

Quorum and their powers.

May subscribe for or purchase stock, &c., of other companies.

SECTION 4. The stockholders at their annual meeting, or at some adjourned meeting, shall elect a president and six directors, who shall serve for the ensuing year, and until their successors are elected; and any vacancy in the office of president or directors shall be filled by the remaining directors or president and directors, as the case may be; any four of the presidents and directors, for the time being, shall constitute a quorum, and shall be subject to the by-laws adopted by the stockholders, exercise all the corporate powers which the corporation may at any time lawfully exercise, including the power of appointing all such officers, agents or employees as they may deem necessary, and may, from time to time, adopt, repeal, alter or amend the by-laws for regulating the business of the company not inconsistent with those adopted by the stockholders; and it shall be lawful for the president and directors of said company to subscribe for or purchase the lands or stock of any other incorporated company.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-ninth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1219.

An Act

To incorporate the Sherman Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That E. McConkey, D. W. Seiler, F. C. Fink, J. L. Selfridge, H. E. Smith, and their associates, and such other persons as may become holders of the stock of said company, are hereby created a body politic, in law and in deed, by the name, style and title of the Sherman Improvement Company, and as such shall have perpetual succession and all the powers, privileges, franchises and immunities of a corporation, with all the powers,

privileges, duties and obligations conferred upon the Continental Improvement Company, by the act of the legislature of Pennsylvania, approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight, and the supplements thereto.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-ninth day of May, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1220.

A Supplement

To an act, entitled "An Act to incorporate the Empire Passenger Railway Company of Philadelphia," approved the tenth day of February' one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That until the tracks of the Philadelphia, Wilmington and Baltimore railroad crossing Sixteenth street, in the city of Philadelphia, are removed, the Empire Passenger Railway Company of Philadelphia shall be authorized to use Catharine street for the purpose of making a connection between Twelfth and Sixteenth streets.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1221.

An Act

To incorporate the Highland Improvement Company.

Incorporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Henry M. Dechert, John H. Schaffer, John W. Murphy, Wm. M. McKnight, Thomas L. Kane, S. P. Johnson and Wm. James, their associates and successors, be and they are hereby created a body corporate and politic, by the name, style and title of the Highland Improvement Company, and by that name and title they shall be known and have perpetual succession, and be capable of suing and of being sued, impleading and being impleaded, and of receiving, using, holding, granting and conveying property, real, personal and mixed, in Highland township, Elk county, and of improving the same by the erection of houses and such other works and improvements as may be deemed expedient and proper by them; and also to lease, let or dispose of any part of their property, real, personal or mixed, with or without improvements, and of all of the product and profit of the same, in such markets and places, and at such prices and on such terms as to them shall seem advisable: <i>Provided</i>, That the said company shall at no time hold more than thirty thousand acres of land in this commonwealth.
Title.	
Powers and privileges.	
Capital stock.	SECTION 2. That the capital stock of said company shall be fifty thousand dollars, with the privilege of increasing the same, from time to time, to two hundred and fifty thousand dollars, the shares of which shall not be less than one hundred dollars each; which capital stock or shares may be appropriated to the purposes set forth in section one of this act, or be sold at such price or on such terms as the said company may determine, and shall not be subject to an assessment or further calls.
Directors.	SECTION 3. That the said corporation shall have the right to fix the number of directors by their by-laws, a majority of whom shall be a quorum, one of whom shall be president, and they shall hold their office till their successors shall be duly elected; the said corporation shall be and they are hereby authorized to make all such by-laws, to enable them to carry on the business of the same, as they may deem proper, and to alter and amend the same at pleasure, but no by-laws shall be made contravening the constitution of this commonwealth or of the United States.
By-Laws.	
Further privileges.	SECTION 4. That the said corporation may adopt a corporate seal and alter the same, may make and issue capital stock and sell the same, and fix the amount of shares and the par value of the same, and issue certificates therefor, representing value in their property, in such form and subject to such regulations

and interest as they may, from time to time, prescribe, and may regulate and prescribe in what form and manner their contracts and obligations shall be made and executed.

SECTION 5. That the principal office of said company shall be in the city of Philadelphia, and that branch offices and agencies may be established elsewhere for the transaction of any of the business of the company. Offices

SECTION 6. That the governor, on the organization of the said company, shall issue letters patent to the aforesaid corporators or their successors. Letters patent.

SECTION 7. That nothing herein granted shall be construed into the power of discounting or of issuing their own notes as a bank currency or circulation. Prohibition.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1222.

A Supplement

To an act to incorporate the Uniontown and West Virginia Railroad Company, approved the second day of April, Anno Domini one thousand eight hundred and sixty-eight, extending the privileges of said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Uniontown and West Virginia Railroad Company is hereby authorized to construct branches, and to connect the main road or branches, or either, with any other railroad already built, or hereafter constructed by any company incorporated or to be incorporated under the laws of this or any other state; and further, it shall be lawful for the said company to consolidate with, lease or be leased by any such company, either before or after the commencement or completion of the roads of any of the contracting corporations.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1223.

A Supplement

To an act to incorporate the Hamburg Savings Bank of Berks county, Pennsylvania, approved March 17, A. D. 1870.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the persons named in the first section of an act, to which this is a supplement, or any five of them, shall have all the rights and privileges already provided for in the act, approved the seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1224.

A Supplement

To an act, entitled "An Act to Incorporate the Philadelphia Enterprise Gold and Silver Mining Company of Montana," approved the twenty-second day of March, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name, style and title of said company shall be and the same is hereby changed from the Philadelphia Enterprise Gold and Silver Mining Company of Montana, to that of the Western Star Mining Company, with power to said company to engage in and prosecute the business of tunnelling, mining, reducing, smelting and refining gold, silver, lead, copper and other ores and minerals generally, in and upon the property of said company; and the capital stock of said company shall be divided into as many shares of fifty dollars each, as shall equal in the aggregate the value as estimated by the directors

of the property purchased, or to be purchased for the use of said company, at the time of its organization or thereafter acquired: *Provided*, That the aggregate amount thereof shall not exceed one million dollars; and the said company may pay for any portion of the purchase of lands, lodes, mines, machinery and mills in the stock of the company, and may receive the stock of any other company in payment of any portion of the sales of such lands, lodes, mines, machinery and mills that they may make.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1225.

An Act

To incorporate the State National Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That A. B. Leedom, John F. Forrest, E. H. Hawkins, A. Rex and John R. Lee, their assigns, associates and successors, shall be and they are hereby created a body politic and corporate, by the name and style of the State National Bank, to be located in the city of Philadelphia, and by that name may sue and be sued, plead and be impleaded in any court whatsoever, may have a common seal, may renew or alter the same; also, may have the right to own and hold real estate, and improve and dispose of the same at pleasure.

Corporators.

Name.

Powers and privileges.

SECTION 2. The capital stock of said bank shall consist of one thousand shares, of the value of one hundred dollars each, with the privilege of increasing the same, from time to time, by a vote of the directors, to ten thousand shares of like value par share; and when the capital stock is so increased, the stockholders shall have the right to take the shares authorized by such increase, at such price as the board of directors may name: *Provided*, That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of such stock in such manner as they may deem best.

Capital stock.

Subscriptions to stock.	SECTION 3. The corporators, or a majority, shall have power to open books for subscription to the capital stock at such times and places as they may deem expedient; and when two-thirds or more of said stock shall have been subscribed, and fifty per centum thereon of the same paid in, the shareholders may elect five directors to serve until the next annual election, or until their successors shall have been duly elected and qualified; vacancies arising from death, resignation or inability to serve, to be filled by the board.
Election of directors.	
Vacancies.	
Banking privileges.	SECTION 4. The said bank shall have power and may borrow or lend money for such periods as the said bank may think proper, may discount any bill of exchange, foreign or domestic, promissory note or other negotiable paper, and the interest may be received in advance, and shall have the right to hold, in trust, or as collateral security for loans, or advances or discounts, estate, real, personal or mixed, including the notes, bonds, obligations or accounts of the United States, individuals or corporations, purchase, collect and adjudge the same, and to dispose thereof, for the benefit of the said bank, or for payment of the debts as security for which the same may be held, in any market of the world, without proceedings in law or equity, at legal rates of interest.
By-laws.	SECTION 5. The board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the state or United States; and shall have power to require payments of any amount remaining unpaid on the stock of said bank, at such times and in such proportions as they think proper, and after thirty days' notice, under penalty, in case of non-payment as required, of forfeiture to the bank of such stock and all previous payments thereon.
Payment of amount remaining unpaid on stock.	
Further banking privileges.	SECTION 6. The said bank may receive money to keep for its depositors, either with or without interest payable thereon, and may buy or sell bullion, buy, sell, draw, negotiate bills of exchange, bills of lading, stocks and bonds of all companies, states and of the United States, or other good and sufficient securities, at such rates of interest as may be agreed upon by said bank and the borrowers.
May become financial agent of corporations, &c.	SECTION 7. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as a treasurer and financial agent of corporations, and as financial agent of the state of Pennsylvania and other states, of city governments, and counties and districts, in the management of their business, and shall give security to such institutions, states and governments, for the faithful performance of the duties, if required.
Dividends.	SECTION 8. The board of directors shall have power to declare and pay dividends out of the earnings of the bank, to the stockholders, at such times and in such amounts as to them may seem proper.
Annual election for directors.	SECTION 9. The annual election for directors shall be on the first Monday of June in each year, unless changed by the by-laws of the bank; the directors shall have power to elect from among their number, a president and all officers or agents that they may deem necessary for conducting the affairs of

the bank; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by a written proxy, but said proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice, by publication in one or more of the city papers, shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws. Votes.
Notice of elections.

SECTION 10. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law; the legislature hereby reserves the right to alter, revoke or annul the said bank, whenever in their opinion it may be injurious to the citizens of the commonwealth, in such manner however that no injustice shall be done to the corporators. Bonus and taxes.
Reservation.

SECTION 11. That the stockholders shall be personally liable in double the amount of stock held by them severally; and this charter shall continue for twenty years. Individual liability.
Limitation.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1226.

An Act

To incorporate the Southwark Banking Company of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James B. Dillon, James P. Gregory, John S. Cooper, W. Cunningham, Charles Clarke, and their associates, assigns, proxies and successors, shall be and they are hereby created a body politic and corporate, by the name and style of the Southwark Banking Company of Philadelphia, to be located in the city of Philadelphia, and by that name shall have perpetual succession, and may sue and be sued, plead and be impleaded in any court whatsoever, may have a common seal, may renew or alter the same, also may have the right to own and hold real estate, and improve or dispose of the same at pleasure. Corporators.
Name.
Powers and privileges.

corporations, and as financial agent of the state of Pennsylvania and other states, of city governments and counties and districts, in the management of their business, and shall give security to such institutions, states and governments, for the faithful performance of the duties, if required.

SECTION 8. The board of directors shall have power to declare and pay dividends out of the earnings of the bank to the stockholders, at such times and in such amounts as to them may seem proper. Dividends.

SECTION 9. The annual election for president and directors shall be on the second Tuesday of January of each year, unless changed by the by-laws of the bank; the directors shall have power to elect all officers or agents they may deem necessary for conducting the business of the bank, except president; stockholders shall be entitled to one vote for each share of stock, or may vote in person or by a written proxy, but said proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice by publication in three or more of the city papers shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws. Annual election
Officers and agents.
Votes.

SECTION 10. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law, and this charter shall continue for twenty years. Bonus and taxes
Limitation.

SECTION 11. The stockholders shall be individually liable for double the amount of paid up stock held by them. Individual liability.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1227.

An Act

To confirm the title to a lot of ground in the city of Lock Haven.

WHEREAS, A number of persons, residents of the city of Lock Haven and vicinity, purchased a lot in the said city on the north-western corner of Main and Vesper streets, containing about one-fourth of an acre, and agreed among themselves to hold the same for school purposes, and divided the same into forty-eight shares of stock of twenty-five dollars each, making a capital stock of twelve hundred dollars:

And whereas, The said location and premises have become undesirable for school purposes and the amount of the said capital stock has been invested by the owners thereof in the public school buildings of the said city; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the present owners of the said lot of ground and appurtenances shall hold the same to themselves, their heirs and assigns forever, in fee simple, discharged from all obligations to use the same for school purposes.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1228.

An Act

To incorporate the Mount Eagle Land and Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That M. Bechtel, Samuel Stout, T. W. Cochran, George Young, J. Leffman, J. Breniser, R. P. Jones, or a majority of them, their associates, successors and assigns, be and they are hereby constituted and created a body politic and corporate, in deed and in law, by the name, style and title of the Mount Eagle Land and Improvement Company, with all the rights, powers and privileges set forth and granted by an act, entitled "An Act to incorporate the National Land and Improvement Company," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six, except the proviso in the first section thereof: *Provided,* The stockholders of said company be and they are hereby authorized to change the name and title of said company, which change shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the secretary of said company: *Provided,* The provisions of this act shall in no wise authorize the said company to hold lands, construct or operate railroads within the county of Centre: *And provided further,*

That said company shall also be entitled to all the rights, powers and privileges conferred and set forth in and by an act to incorporate the Continental Improvement Company, approved the thirteenth day of April, one thousand eight hundred and sixty-eight, and the several supplements thereto.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1229.

An Act

To incorporate the Broad Top Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That M. B. Massey, John W. Lott, J. M. Hodges, E. J. Jones, O. H. Torbert, G. F. Rohrer and their associates, and such other persons as may become holders of the stock of said company, are hereby created a body politic, in law and in deed, by the name, style and title of the Broad Top Mining Company, and as such shall have perpetual succession and all the powers, privileges, franchises and immunities of a corporation. Corporators. Title.

SECTION 2. That the capital stock of said company shall consist of twenty thousand shares of the par value of fifty dollars per share; and the president and directors shall have power, from time to time, to issue such an additional amount of stock as they may deem necessary to carry out the objects of the corporation, and may issue the bonds of said company, bearing such rate of interest, not exceeding eight per centum per annum, and payable at such times as they may designate, or may issue both said stock and bonds, and dispose of either or both of the same, at such price and in such way and manner as they may deem expedient, and shall have power to secure the principal and interest of said bonds by a mortgage or mortgages upon the whole or any part of their property, real or personal, and their corporate rights and franchises acquired or to be acquired by said company. Capital stock. May issue bonds.

SECTION 3. The said corporation shall have power to purchase, sell, transport and mine coal, and to mine and manufacture iron, and for this purpose the said company shall have power to acquire, from time to time, by purchase, lease or Powers.

otherwise, such land or lands as they may deem expedient, and may lease, sell, mortgage or otherwise dispose of such land or any rights, easements or privileges therein, and may construct all necessary buildings and fixtures necessary for the business of mining and preparing coal for market, mining and manufacturing iron and the accommodation of persons engaged in their employ in said business.

Organization.

Meeting of stockholders.

By-laws.

Votes.

Election of president and directors.

Vacancies.

Quorum and their powers.

SECTION 4. That all the corporators named in the first section of this act, over their joint signatures, shall prepare a certificate setting forth that they have elected a president and six directors of said company, and the powers and duties of the said corporators shall thereupon finally cease and determine; and said certificate, when deposited in the archives of said company, shall be evidence of the election of the president and directors named; and such president and six directors shall adopt a form of subscription for stock, and when not less than five thousand shares shall have been subscribed for, and not less than five dollars per share shall have been paid in, a meeting of the stockholders shall be called, at a time and place to be designated in a written or printed notice to be served upon each stockholder, either personally or by mailing the same to his place of residence; and at the said meeting or some adjournment thereof, the stockholders present, either in person or by proxy, shall have power, by a majority of votes, to elect a new president and a new board of six directors, or to continue the old president and the old board of directors, and shall adopt such by-laws, fixing the terms of office, qualifications and elections of president and directors, the time and place of holding the annual meeting of the stockholders and directors of president and six directors, the convening of special meetings of stockholders, the calling in and enforcing, by such forfeiture or otherwise, of payment of stock, subscriptions, and such other matters connected with the business of the said company, as they may deem advisable, which said by-laws may be amended, altered or repealed by a majority of votes, at any general or special meeting of the stockholders; and at all corporate meetings or elections for any purpose whatsoever and each share of stock shall entitle the holder to one vote.

SECTION 5. The stockholders, at their annual meetings or at some adjourned meeting, shall elect a president and six directors, who shall serve for the ensuing year and until their successors are elected; and any vacancy in the office of president or directors shall be filled by the remaining directors, or president and directors, as the case may be; and any four of the president and directors, for the time being, shall constitute a quorum, and shall subject to the by-laws adopted by the stockholders; exercise all the corporate powers which the corporation may at any time lawfully exercise, including the power of appointing all such officers, agents or employees as they may deem necessary, and may, from time to time, adopt, repeal, alter or amend the by-laws for regulating the business of the company, not inconsistent with those adopted by the stockholders; and it shall be lawful for the president and directors

of said company to subscribe for or purchase the lands or stock of any other incorporated company in the state of Pennsylvania, and for any railroad or mining company existing under the laws of this state, to subscribe for or purchase the stock or to purchase or guarantee the bonds of the company hereby incorporated.

May subscribe for or purchase stock, &c., of other companies.

SECTION 6. This corporation shall pay into the treasury of the commonwealth a bonus of one-fourth of one per centum on the capital stock hereby authorized or hereafter created, in four equal annual instalments, and such taxes on dividends as is or may be provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

Bonus and tax on dividends.

Individual liability.

JAMES H. WEBB,

Speakers of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1230.

An Act

To authorize the auditor general to settle and adjust the claim of Peter Houser, late second lieutenant and late first lieutenant, company H, Seventy-sixth regiment, Pennsylvania volunteers.

WHEREAS, Owing to wounds received in action at Deep Bottom, Virginia, by said Peter Houser, he became an inmate of the United States General (Contract) Hospital:

And whereas, His commission as second lieutenant, to date from the fifth day of August, Anno Domini one thousand eight hundred and sixty-four, and his commission as first lieutenant, to date from the first day of January, Anno Domini one thousand eight hundred and sixty-five, did not reach him prior to his discharge in consequence of his disability, lameness, loss of sight of right eye, and impaired vision of left, following inflammation, to return to his company and regiment, (company H, Seventy-sixth regiment, Pennsylvania volunteers,) and in consequence of the neglect of the captain of said company to forward them to him:

And whereas, By reason of not having received his commissions, as aforesaid, he could not be mustered to the said grades:

And whereas, In consequence of his not obtaining his commissions until after his discharge he cannot recover anything from the United States for his services as a commissioned officer; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be and he is hereby authorized to examine the claim of Peter Houser and adjust the same, and the auditor general shall issue his warrant for the amount due said Peter Houser, which shall be paid by the state treasurer out of any money not otherwise appropriated: *Provided*, That if any amount is found due and owing the said Peter Houser as second lieutenant in company H, Seventy-sixth regiment, Pennsylvania volunteers, from the fifth day of August, Anno Domini one thousand eight hundred and sixty-four, to the first day January, Anno Domini one thousand eight hundred and sixty-five, and as first lieutenant of said company from the first day of January, Anno Domini one thousand eight hundred and sixty-five, to the twentieth day of May, Anno Domini one thousand eight hundred and sixty-five, the date of his discharge, there shall be deducted from such amount the pay to which he was entitled as a soldier in the line.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1231.

An Act

To incorporate the Northern Saving Fund, Safe Deposit and Trust Company of the city of Philadelphia.

Preamble.

WHEREAS, The benefits to be derived to merchants, mechanics, tradesmen, manufacturers, workingmen and domestic, and the people in general, has been very great from the establishment of institutions for the receiving and safely investing small sums of money, not only by actual savings but by the beneficial and moral influence in society, and also by

stimulating industry, sobriety, prudence and economy among our citizens by allowing interest for the same, and to provide for the safe-keeping of money, stock, bonds, deeds, and valuable property of every kind :

And whereas, The population of the northern part of the city of Philadelphia has so greatly and rapidly increased within the past few years as to render it entirely inconvenient to use the saving fund societies established in the old city of Philadelphia by the persons residing north of Vine street, who are disposed to avail themselves of the advantages to be derived of the same ; and the gentlemen named in this application, presented to the legislature of the state of Pennsylvania, pray that your honorable bodies will grant them an act of incorporation for such an institution, the office thereof to be located north of Vine street, in the city of Philadelphia, and to be brought into legal existence by being incorporated and established by law, with perpetual succession, for the purpose of receiving, holding and empowering, in such manner as to them may seem proper, all such real and personal estate as the said institution shall become possessed of or entitled to by gift, grant, devise, bequest, purchase, deposit, loan or payment for the purpose of the said institution, and to receive, in trust or on deposit, such sums of moneys by individuals, courts or corporations, to invest and allow interest on the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Colfin Colket, John H. Dohnert, David Wœlpper, Daniel M. Fox, George A. Landell, Charles F. Yerkes, Nathan L. Hatfield, M. D., Elijah Dallett, L. Shuster Boreief, Simon W. Arnold, Thomas Thompson, William T. Ladner, Owen B. Evans, Jacob G. Neafie, Curtvin Stoddart, John Robbins, Jr., Edwin H. Fitler, Martin Landenberger, William Adamson, John O. James, Abraham S. Wolf, E. Mortoitz, M. D., Joseph N. Peirsol, Gottlieb Schiedt, George F. Lee, James Long, Richard Dempsey, Alexander M'Connell, Matthew Baird, Joseph J. Canavun, Thomas Dolan, of the city of Philadelphia, and their successors forever, be and are hereby created and made one body politic and corporate, in deed and in law, by the name, style and title of the Northern Saving Fund, Safe Deposit and Trust Company ; and that the said corporators, or any ten of them, hereby shall have full power to receive subscription to the capital stock and organize said corporation, and by the same name shall have perpetual succession, and are hereby made able and capable in law to have, purchase, receive, take, hold, possess, enjoy and retain to them and their successors, lands, rents, tenements, hereditaments, stocks, goods, chattels, and effects of what kind, nature and quality soever, whether real, personal or mixed, by gift, grant, demise, bargain and sale, devise, bequest, testament, legacy, loan, deposit or advance, or by any mode of conveyance or transfer whatever, and the same to give, grant, bargain, sell, devise, convey, assure, transfer, alien, pay, release and dispose of for the whole or any less estate or pro-

Corporators.

Title.

Organization.

Powers and Privileges.

perty than they have in the same, and also to improve and augment the same in such manner and form as the said corporation by their by-laws and regulations shall order and direct; and shall and may apply the same, with the rents, issues, profits, income, interest and profits of such estate, and the moneys arising from the sale, alienation, disposal or employment thereof, to the uses, ends and purposes of their institution, according to the rules, regulations and orders of their corporation, or which, according to the provisions hereinafter made, shall, from time to time, be declared touching the same, as effectually and fully as any natural person or body politic or corporate within this state, by the constitution and laws of this commonwealth, can do and perform; and the corporation, by the name, style and title aforesaid, shall and may sue and be sued, plead and be impleaded, answer and be answered, defend and be defended in all courts of law within this commonwealth and elsewhere, and also make, have and use a common seal, and the same to break, alter and renew at their pleasure, and shall have power also to make, establish and ordain and put in execution such by-laws, ordinances and regulations as shall to them, or a majority of them, hereafter seem meet or convenient for the government of such corporation, not being contrary to the constitution and laws of this commonwealth, and generally to do and execute, all and singular, such acts, matters and things which to the said corporation shall or may appertain and be necessary for the purposes thereof, subject nevertheless to the rules, regulations, restrictions, provisions and limitations herein prescribed and declared: *Provided*, That said corporation shall not issue any note or paper in the similitude of a bank note, nor invest its capital stock, assets, or other moneys, in the purchase and discount of any promissory note, bill of exchange, or other negotiable paper, and that no loan upon stocks, mortgages, or other securities as aforesaid, shall exceed three-fourths of the cash market value of said collateral at the time of making such loan.

Prohibition.

Loans upon
stocks, &c.,
limited.

Capital stock.

Payment of
instalments.

Failure to pay.

SECTION 2. That for the purpose of protecting the interest and securing from loss the depositors in said company, the capital stock of the institution shall be two hundred thousand dollars, divided into four thousand shares of fifty dollars each, and that at least one thousand shares shall have been subscribed for, and five dollars on each share paid in at the time of subscribing, and fifty thousand dollars of the capital stock paid in before said corporation shall have power to transact business, to be paid to the president or directors for the use of the said corporation, and the remaining instalments to be paid in sums of not less than five dollars on each share, at such time or times as they, the said president and directors shall direct and appoint; and if any subscriber shall refuse or neglect to make the additional payment as directed, he, she or they shall cease to be deemed a subscriber, and his, her or their subscriptions shall be opened, and new subscriptions received for the number of shares so forfeited, and if any subscriber, his, her or their assigns or transferee, shall refuse or neglect to pay any subsequent instalments called for and demanded by the

president and directors, such subscriber, his, her or their assignee or transferee, shall pay an interest on the amount of such instalments at the rate of ten per centum per month, for the time the payment of the said instalments shall be deferred or delayed, after the time the same shall have been directed to be paid as aforesaid; and if the said instalments, together with the interest thereon at the rate aforesaid, shall not be paid within three months from the time it shall have been so called for, each and every share or shares on which such default shall have been made, together with the sum or sums previously paid thereon, shall be forfeited to the company, and new subscriptions may be opened and received for the share or shares so forfeited; and that the shares of the stock of the said corporation shall be assignable and transferable, according to such rules and regulations as the president and directors shall ordain and establish; and the corporation may increase their capital stock to any amount not exceeding five hundred thousand dollars, if the holders of two-thirds of the stock shall, at any of their meetings regularly convened so order, and the increase shall be subscribed for in such manner and such terms as the president and directors shall direct.

Increase of
capital stock

SECTION 3. That for the well-ordering of the affairs of the said corporation, there shall be chosen thirteen directors who shall be stockholders of the said corporation, holding at least twenty shares each in their own right, elected annually on the second Wednesday in January, by the stockholders, at their annual meeting for that purpose assembled; public notice of the time and place of holding such election having been given in at least two of the daily newspapers published in the city of Philadelphia, not less than five days previous to holding the same: *Provided*, That the first board of directors shall be the first thirteen corporators, being stockholders named in the first section of this act, who shall hold their office until the second Wednesday in January, in the year of our Lord one thousand eight hundred and seventy-two, and until new directors shall be chosen; and the directors at their first meeting after each election, shall choose one of their number president, and fix his salary; but in case it should happen at any time, that an election of directors should not be made upon any day when pursuant to this act it ought to have been made, the corporation shall not for that cause be deemed to be dissolved, and it shall be lawful on any day within sixty days thereafter, to hold and make an election of directors, in such manner as shall be regulated by the by-laws and ordinances of the said corporation; and in case of any director's death or resignation, his place may be filled for the remainder of the year, in such manner as the by-laws of the said corporation shall for that purpose direct; and the directors of the said corporation for the time being, shall have power to appoint such officers, clerks, agents and other persons as shall be necessary for conducting and executing the business of the said corporation, and to allow the said persons so appointed, such compensation for their services, respectively, as shall be deemed reasonable, and generally to exercise all other powers and authorities for the well governing and ordering the affairs and

Election of
directors.

First board of
directors.

President.

Failure to elect
directors at
time appointed.

Vacancies.

Officers, clerks,
&c.

funds of the said corporation, and paying such dividends as to them may appear safe and advisable.

Votes.

SECTION 4. The votes of the stockholders for directors shall be by ballot, and for the election of directors and for the deciding of all questions in general meetings of the stockholders, the ratio of votes shall be as follows, to wit: Each stockholder shall have one vote for every share not exceeding ten shares, but no stockholder either by himself or by proxy, shall be entitled to more than ten votes, whatever number of shares he, she or they may represent, nor shall any stockholder vote at any election for directors unless the share or shares on which he, she or they may claim to vote shall have been standing in his, her or their name on the books of the said corporation for at least three months previous to such election.

Interest to depositors.

SECTION 5. The rate of interest to be allowed to depositors by the said corporation shall be fixed annually by the board of directors, at their meeting in January of each year; and at least once in each year, such interest shall be carried to the credits of the respective depositors, and become additional capital, bearing interest, and shall be repaid when required, upon two weeks' notice, with the interest thereon, to the time of such notice; interest is to be estimated by calendar months, and in order to avoid the calculation of days upon small sums, no interest will be allowed for the fractional parts of a month: and it shall be the duty of the officer of said corporation having in charge, to enter in the deposit book of the depositor and in the books of the corporation, such notice and note, and attest the same with his signature; and the directors shall be at liberty any time to refuse deposits, and on giving one month's notice, to return such as have been made, with interest thereon, to be calculated to that time and no longer.

Notice required before payment.

Directors may refuse and return deposits.

Sums less than \$1 not to be received.

When interest allowable.

Withdrawal of deposits

Attendance of officers.

Depositors to be furnished with duplicates of accounts.

Cash book and ledger to be kept.

Book in which depositors shall sign their names, &c., to be kept.

Directors not to receive compensation.

SECTION 6. No sum less than one dollar shall be received as a deposit; and no interest shall be allowed on any payments until they amount to the sum of five dollars, and every additional sum of five dollars that may be deposited, will bear interest in the same manner; no money shall be drawn out under five dollars, unless to close an account.

SECTION 7. The officers shall attend at the office of the company, at such times as may be appointed by the board of directors, to receive deposits and to pay such sums as may be withdrawn; the deposits and payments shall be regularly entered in the books of the company, and every person depositing money shall be furnished with a duplicate in a book of his or their account, in which every deposit or payment shall be regularly entered as soon as made.

SECTION 8. A cash book and ledger shall be kept at the office, in which the deposits, money and payments shall be immediately entered; a book shall also be kept in the office in which every depositor shall sign his name, and give his place of residence, and be at liberty to appoint some person or persons to whom, in the event of his or her death, the money shall be paid, if not otherwise disposed of by will.

SECTION 9. No emolument whatever shall be received by any director, except by the president, for their services; no di-

rector, officer or employee of the said corporation shall be allowed, directly or indirectly, to borrow any money or moneys from the said corporation, nor shall the said corporation have, hold or purchase any notes, bonds or mortgages, or other securities for the payment of money as drawer, endorser by or existing against any director, officer or employee of the said corporation.

Officers not to borrow money.

Purchase, &c., of securities.

SECTION 10. A report shall be made, annually, prepared by three auditors, who shall not be directors, officers or stockholders of the said corporation, chosen by the board of directors, and such report shall be published in not less than two of the daily newspapers of the city of Philadelphia; and the directors shall annually transmit one copy of the said report to the speaker of the Senate, and one copy to the speaker of the House of Representatives of the state of Pennsylvania.

Report to be made and published.

Copy to be transmitted to legislature.

SECTION 11. The president and directors shall, on the first Monday of January, in the year one thousand eight hundred and seventy-two, and on the first Monday of July and January of every year thereafter, declare and divide so much of the profits of the said corporation as to them shall appear advisable, and the dividend so declared shall be paid to the respective stockholders, agreeable to such rules as the president and directors shall make for that purpose, and should any loss or losses happen whereby the capital stock of the said corporation shall be lessened, no subsequent dividend shall be made until a sum equal to such diminution shall have been added to the capital stock of said corporation; and if the president and directors shall knowingly make a dividend or dividends contrary to the true intent and meaning of the prohibition herein contained, the president, if he consents thereto, and such directors as shall consent thereto, shall, in their individual capacity, be accountable for and pay over to the said corporation, for the use thereof, as much money as they may so divide and pay, more than by this act they are authorized to do; and the president and each director of the said corporation in office, at the time of making such dividend hereby prohibited to be made, shall be deemed as consenting to such dividend, unless he or they shall, at the time of making such dividend, be absent from the board of directors, or if present, shall immediately enter his or their protest on the minutes of the board of directors, and also give notice thereof in two or more newspapers published daily in the city of Philadelphia.

Dividends

SECTION 12. That if any time the said corporation shall misuse or abuse any of the privileges granted by this act, or if it shall appear that the said privileges are injurious to the citizens of this commonwealth, the legislature shall have power to revoke and annul them at any time they may deem the same expedient.

Revocation of charter, relative to.

SECTION 13. That the corporation hereby created shall have the power and privileges conferred by the second section of an act, entitled "An Act to incorporate the Philadelphia Trust, Safe Deposit and Insurance Company of Philadelphia," ap-

Additional powers and privileges.

proved April fifteenth, one thousand eight hundred and sixty-nine.

JAMES H. WEBB,
Speaker of the House of Representatives

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The fourteenth day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1232.

An Act

supplementary to an act, entitled "An Act to confer certain powers upon Henry Sherwood, guardian of the minor children of James S. Bryden, deceased," approved the seventeenth day of June, A. D. one thousand eight hundred and seventy.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the act to which this is a supplement be so amended as to include in the list of the heirs of James S. Bryden, deceased, also the name of Anna Bryden, who is one of the minor children of said decedent, the said name having been omitted by a mistake in the passage of the original bill.

JAMES H. WEBB,
Speaker of the House of Representatives,

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The fifteenth day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1233.

An Act

To incorporate the Black Lick Navigation and Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Stoneback, Edwin R. Martin, John C. Martin, John O'Neal, Josiah Lydie, G. Hill Ogden, Robt. Geary, A. Beaver, Chas. Perkins, A. T. Moorehead, their associates and successors, be and they are hereby created a body politic and corporate, by the name style and title of the Black Lick Navigation and Improvement Company, and as such shall have perpetual succession, and enjoy all the rights, privileges, franchises and incidents of a company incorporated by act of April thirtieth, eighteen hundred and seventy, entitled "An Act to incorporate the Two Lick Navigation Company."

Title.

Privileges.

Capital stock.

SECTION 2. That the capital stock of said company shall be two thousand dollars, divided into shares of twenty dollars each, with the privilege of increasing the same, from time to time, to an amount not exceeding thirty thousand dollars; said increase and all transfers of stock to be made at such times and in such manner as the by-laws of said company may prescribe.

SECTION 3. That the subscription to the capital stock of said company may be paid in real or personal estate, appropriate to the business contemplated by this act, at a *bona fide* cash valuation, to be agreed upon by a majority of the directors of the said company; and the said corporation may issue bonds, secured by mortgages or otherwise, to an amount not exceeding the capital stock, and sell the same at their market value, notwithstanding it may be less than par; no bond shall be issued for a sum less than fifty dollars.

Payment of subscriptions.

May issue and sell bonds.

SECTION 4. That the president and directors of the said company shall have the power to clear and improve Black Lick, and its branches, including the north, south and middle branches, and the Elk Lick branch, all tributaries of the Conemaugh river, from their sources to their mouths, for their whole length; to erect dams and schutes to dams already erected, and bracket all dams that are now erected or that may be erected hereafter in said streams, so that no injury however is done to the water power or the owners thereof, or to private property along the said streams; they shall also have the power, by brackets or otherwise, to control the waters of said streams for the purpose of navigation, doing no injury however to private rights in said streams, so as to float saw logs, squared timber and railroad ties on said streams from the sources of the said Black Lick and its tributaries to the Conemaugh river aforesaid.

President and directors may improve Black Lick and branches.

Management.	SECTION 5. That the said company shall be managed and conducted by a board of five directors, one of whom shall be president, and they shall be elected by ballot immediately after the organization of the company hereby incorporated, and annually thereafter, at such times and places as the by-laws may prescribe; and in all elections of the stockholders, each share of stock shall entitle the holder to one vote; the said company shall have authority to enact and establish by-laws, prescribing the number of duties of each officer, the manner of filling vacancies in the board of directors, to levy tolls not exceeding the rate of one and one-half cents per mile per thousand feet, for timber, surface or board measure, for every mile run on said streams, and not exceeding one cent per mile for each cross-tie, thirty-five cents for each cross-tie run down said stream, and to make and prescribe all other needful rules and regulations not inconsistent with the constitution or laws of this state or the United States.
Election of directors.	
By-laws.	
Tolls.	
Tolls alien upon property.	SECTION 6. That the tolls levied under this act shall be a lien upon the property on which they are assessed or levied, into whatever hands the same may come, and may be recovered by action of debt or assumpsit, before any justice of the peace, either against the original owner or owners, agent or agents, or the person in whose possession the same shall be, and judgment being so recovered execution may be had on the property upon which said tolls have been assessed or are a lien, though the ownership may have changed hands after the commencement of said suit: <i>Provided</i> , That nothing in this act shall be so construed as to prevent the owner or owners of land lying along said stream or streams from erecting and maintaining any dam or dams for lawful purposes.
How recovered.	
Not to prevent erection of dams.	

JAMES H. WEBB,
Speaker of the House of Representatives.
WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The nineteenth day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO W. GEARY.

No. 1234.

An Act

Supplementary to an act relative to certain claims for damages on the Shenango line of the Erie extension, approved May fourth, one thousand eight hundred and fifty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the auditor general, surveyor general and state treasurer be and are hereby constituted a board whose duty it shall be to perform the duties authorized to be performed by the canal commissioners, by an act, entitled "An Act relative to certain claims for damages on the Shenango line of the Erie extension," approved May fourth, one thousand eight hundred and fifty-two: *Provided*, The examination and report of said board shall be limited to the claim of Edward Harrington, named in said act: *And provided further*, That they shall report to the next legislature the result of said examination.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-eighth day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO W. GEARY.

No. 1235.

An Act

To annul the marriage contract between William Wilcox and Elizabeth Wilcox, formerly Elizabeth Hampsen.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the marriage contract entered into between William Wilcox and Elizabeth Wilcox, his wife, be and the same is hereby annulled and made void, to all intents and purposes, and the said parties released, set free and discharged from the said contract and the duties and obligations thereunder, as fully and effectually and absolutely as if the said contract had never been made.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-eight day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1236.

An Act

To annul the marriage contract between Mary Ella Janney and David Barton Janney.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Mary Ella Janney and David Barton Janney, her husband, be and the same is hereby annulled and made void to all intents and purposes, and the said parties released, set free and discharged from said contract and the duties and obligations thereunder, as fully, effectually and absolutely as if said contract had never been made, the courts of justice having no jurisdiction in the premises.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate

APPROVED—The twenty-eighth day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1237.

An Act

To change the venue in a certain case from the mayor's court of Scranton to the court of common pleas of Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the venue now pending in the mayor's court of Scranton, in which Valentine Rosenagle and Mary Ann Rosenagle, his wife, in right of said wife, is plaintiff, and the American Fire Insurance and Trust Company of Philadelphia is defendant, numbered one hundred and fourteen of September term, one thousand eight hundred and sixty-seven, be and the same is hereby removed to the court of common pleas of Luzerne county to the coming April term, or any subsequent term of said court, where it shall be heard, tried and determined, and verdict and

judgment be had therein, with the same effect as if it had been tried in the mayor's court of Scranton; and all the records or copies thereof in the case shall be certified and transferred by the proper officers or clerk of the said mayor's court of Scranton to the said court of common pleas of Luzerne county.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-eight day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1233.

A Supplement

To an act, entitled "An Act to incorporate the Seamen's Boarding House Keepers' Association of the city of Philadelphia," approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five (1865.)

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, Seamen's Boarding House Keepers' Association of the city of Philadelphia, are hereby authorized to select from their regular roll of members in good standing, one person to act as shipping-master for said association at the port of Philadelphia, and the duties of said shipping-master shall be prescribed in the by-laws of said association.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-eighth day of June, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1239.

An Act

Fixing the place of holding elections in Mount Union, Huntingdon county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same,* That all the elections heretofore held in and for the borough of Mount Union, Huntingdon county, in the old public school house, shall hereafter be held in the new public school house lately erected in the said borough.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The thirteenth day of September Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1240.

An Act

To fix the place for holding elections for Indiana borough and White township, Indiana county.

WHEREAS, Subsequent to the tearing down of the old court house in the borough of Indiana, where the elections for Indiana borough and White township were held, the court of quarter sessions of the county changed the place of holding the elections for such localities:

And whereas, The new court house in said borough is now completed, and it is desired to have the place for holding the elections in said borough and township changed back to the new court house; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, that the elections for general, borough, ward, election and township officers, in the borough of Indiana and White township, Indiana county.

shall be held in the court house building in the borough of Indiana.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The thirteenth day of September, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1241.

An Act

Authorizing and directing that the commissioners of highways of the city of Philadelphia to open Seventeenth street, from Ridge avenue to Francis street, in the Fifteenth ward, and to assess the damages thereon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of highways of the city of Philadelphia, be and they are hereby directed to have Seventeenth street, from Ridge avenue to Francis street, in the Fifteenth ward, within thirty days after the passage of this act, opened as a public highway, and the damages, if any, shall be assessed according to law; and immediately upon the report of the jury appointed to assess the damages, the said commissioners of highways shall proceed to open, grade, curb and pave said street, and within thirty days after said jury shall have reported, the chief engineer of water department shall proceed and lay the water pipe upon said street between the points named.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The sixteenth day of October, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1242.

An Act

To exempt the real estate of Mechanicsburg Hall and Market Company from taxes, except for county and state purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the real estate belonging to and owned by the Mechanicsburg Hall and Market Company, in the borough of Mechanicsburg, in the county of Cumberland, shall be and is hereby exempted from all taxation, except for state and county purposes, from and after the passage of this act.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The sixth day of October, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1243.

An Act

Opening Parrish street, between Corinthian avenue and Twenty-second, in the city of Philadelphia, and providing for the grading, curbing and paving the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the councils of Philadelphia are hereby authorized and directed to place Parrish street, between Corinthian avenue and Twenty-second street, in the city of Philadelphia, on the public plan of the said city, and to have the said street, between the points named, opened, graded, curbed and paved; the opening of the said street, and grading, curbing and paving of the same shall be completed on or before the first day

of November, Anno Domini one thousand eight hundred and seventy-one.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-eighth day of October, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1244.

An Act

To incorporate the Petroleum Bank, located at Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John P. Logan, James E. Thompson, W. Anderson, W. L. Worthington, John S. Cooper, and their assigns, proxies, associates and successors, shall be and they are hereby created a body politic and corporate, by the name and style of the Petroleum Bank, located at Philadelphia, and by that name shall have perpetual succession, and may sue and be sued, plead and be impleaded in any court whatever, may have a common seal, and may renew and alter the same, also may have the right to own and hold real estate, and improve or dispose of the same at pleasure. Corporators.
Name.
Powers and privileges.

SECTION 2. The capital stock of said bank shall consist of one thousand shares, of the value of one hundred dollars each, with the privilege of increasing the same, from time to time, by a vote of the directors, to an amount not exceeding five thousand shares of like value per share; and when the capital stock is so increased the stockholders shall have the right to take the shares authorized by such increase at such price as the board of directors may name: *Provided*, That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of such stock in such manner as they may deem best. Capital stock.

SECTION 3. The corporators, or a majority of them, shall have power to open books for subscription to the capital stock, at such times and places as they may deem expedient; and when five hundred shares or more of said stock shall have been subscribed, and fifty per centum thereon of the same paid in, the shareholders may elect a president and ten directors, to serve until the next annual election, or until Subscriptions.
Election of president and directors.

- their successors shall have been duly elected and qualified: vacancies arising from death, resignation or inability to serve to be filled by the board.
- Vacancies.**
- Banking privileges.** SECTION 4. The said bank shall have power and may borrow or lend money for such periods as the said bank may think proper, may discount any bill of exchange, foreign or domestic, promissory note or other negotiable paper, and the interest may be received in advance, at such rates as may be agreed upon by the parties, and shall have the right to hold in trust, or as collateral security for loans or advances or discounts, estate, real, personal or mixed, including the notes, bonds, obligations or accounts of the United States, individuals or corporations, and to purchase, collect and adjust the same, and to dispose thereof for the benefit of the said bank, or for the payment of the debts as security for which the same may be held, in any market of the world, without proceedings in law or equity, and for such price and such terms as may be agreed upon by the said corporation and the parties contracting therewith.
- By-laws, &c.** SECTION 5. The board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the laws of the state or United States, and shall have power to require payments of any amount remaining unpaid on the stock of said bank, at such times and in such places as they think proper, and after thirty days' notice, under penalty, in case of non-payment as required, of forfeiture to the bank of such stock and all previous payments thereon.
- Further banking privileges.** SECTION 6. The said bank may receive money to keep for its depositors, either with or without interest payable thereon, and may buy or sell bullion, buy, sell, draw or negotiate bills of exchange, bills of lading, stocks and bonds of all companies, states and of the United States, or other good and sufficient securities, at such rates of interest as may be agreed upon by said bank and the borrowers.
- Financial agent.** SECTION 7. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as a treasurer and financial agent of incorporated or unincorporated institutions and corporations, and as financial agent of the state of Pennsylvania and other states, of city governments, and counties, and districts, in the management of their business, and shall give security to such institutions, states and governments for the faithful performance of the duties, if required.
- Dividends.** SECTION 8. The board of directors shall have power to declare and pay dividends out of the earnings of the bank to the stockholders, at such times and in such amounts as to them may seem proper.
- General election for president and directors.** SECTION 9. The general election for president and directors shall be on the second Tuesday of January of each year, unless changed by the by-laws of the bank; the directors shall have power to elect all officers or agents they may deem necessary for conducting the business of the bank, except president; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by a written proxy.

but said proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice, by publication in three or more of the city newspapers, shall be given of the time and place where such elections shall be held, and said election shall be conducted according to the by-laws.

SECTION 10. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may be hereafter required by law, and this charter shall continue for twenty years. Bonus and taxes.
Limitation.

SECTION 11. The stockholders shall be held individually liable for the debts of the corporation to an amount equal to double the amount of stock held by them. Individual liability.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twentieth day of November, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1245.

An Act

To incorporate the West End Bank, to be located at Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That W. H. Armstrong, Horace G. Matlack, Elwood P. Sloan, Jacob G. Ryan, B. K. Kehler, A. W. M'Coy, and their associates and successors, shall be and they are hereby created a body politic and corporate, by the name and style of the West End Bank, to be located at Philadelphia, and shall so continue until the first of April, Anno Domini one thousand eight hundred and ninety-one, and by that name shall and may sue and be sued, plead and be impleaded in any court whatsoever, may have a common seal, may alter or renew the same, also may have the right to own and hold real estate, and improve or dispose of the same at pleasure. Corporators.
Name.
Limitation.
Powers and privileges.

SECTION 2. The capital stock of said bank shall consist of one thousand shares of the value of one hundred dollars each, with the privilege of increasing the same, from time to time, by a vote of the directors, to an amount not exceeding five thousand shares, of like value per share; and when the capital stock is so increased the stockholders shall have the right to take the shares authorized by such increase, at such price as the board of directors may name: *Provided*, That if such Capital.

shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of such stock in such manner as they may deem best.

Subscriptions
to stock.

SECTION 3. The corporators, or a majority of them, shall have power to open books for subscription to the capital stock, at such times and places as they may deem expedient; and when one thousand shares or more of said stock shall have been subscribed, and fifty per centum thereon, of the same, paid in, and the said payment shall be attested by the affidavit of a majority of the corporators, the shareholders may elect a president and six directors, to serve until the next annual election, or until their successors shall have been duly elected and qualified; vacancies arising from death, resignation or inability to serve to be filled by the board.

Election of
directors.

Vacancies.

Banking privi-
leges.

SECTION 4. The said board shall have power and may borrow or lend money for such periods as the said bank may think proper, may discount any bill of exchange, foreign or domestic, promissory note or other negotiable paper, and the interest may be received in advance, and shall have the right to hold in trust, or as collateral security for loans, or advances or discounts, estate, real, personal or mixed, including the notes, bonds, obligations or accounts of the United States, individuals or corporations, and to purchase, collect and adjudge the same, and to dispose thereof for the benefit of the said bank, or for the payment of the debts as security for which the same may be held, in any market in the world, without proceeding in law or equity, and for such price and such terms as may be agreed upon by the said corporation and the parties contracting therewith.

By-laws.

SECTION 5. The board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the laws of the state or United States, and shall have power to require payments of any amount remaining unpaid on the stock of the said bank, at such times and in such proportions as they think proper, and after thirty days' notice, under penalty, in case of non-payment as required, of forfeiture to the bank of such stock and all previous payments thereon.

Forfeiture of
stock for non-
payment.

Additional
banking privi-
leges.

SECTION 6. The said bank may receive money to keep for its depositors, either with or without interest payable thereon, and may buy or sell bullion, buy, sell, draw, discount or negotiate bills of exchange, bills of lading, promissory notes or other negotiable paper, stocks and bonds of all companies, states and of the United States, or other good and sufficient securities, at such rates of interest as may be agreed upon by said bank and the borrowers.

Financial agent

SECTION 7. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as a treasurer and financial agent of charitable and religious institutions and corporations, and as financial agent of the state of Pennsylvania and other states, of city governments and counties and districts, in the management of their business, and shall give security to such institutions, states

and governments for the faithful performance of the duties if required.

SECTION 8. The board of directors shall have power to declare and pay dividends, out of the earnings of the bank, to the stockholders, at such times and in such amounts as to them may seem proper. Dividends.

SECTION 9. The annual election for president and directors shall be on the second Tuesday of January of each year, unless changed by the by laws of the bank; the directors shall have power to elect all officers or agents they may deem necessary for conducting the business of the bank, except president; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by written proxy, but said proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice, by publication in three or more of the city daily papers, shall be given of the time or place where such election will be held, and said election shall be conducted according to the by-laws. Annual election.
Votes.
Notice of election

SECTION 10. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law, and this charter shall continue for twenty years. Bonus and taxes.
Limitation.

SECTION 11. That the stockholders shall be liable, in their individual capacity, to double the amount of stock held by them respectively. Liability of stockholders.

SECTION 12. The legislature hereby reserves the right to alter, revoke or annul the said bank, whenever in their opinion it may be injurious to the citizens of this commonwealth, in such manner, however, that no injustice shall be done to the corporators, subject to the bonus now imposed by law. Right to revoke charter.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twentieth day of November, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1246.

An Act

To incorporate the Pennsylvania Cattle Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Company to possess powers and privileges hereby granted.	That the Pennsylvania Cattle Insurance Company, located at Pottsville, Schuylkill county, Pennsylvania, which was incorporated by the court of common pleas of Schuylkill county on the twenty-seventh day of November, Anno Domini one thousand eight hundred and sixty-nine, shall possess all the powers and privileges and be subject to all the restrictions and limitations which are hereby granted to and imposed upon it.
Corporators	SECTION 2. John D. Hadesty, Elias Miller, James Candy, Henry Shaffner, Charles W. Dengler, A. P. Helms, William Elbert, Benjamin Teter, William Hartzog, William B. Williams, John Bernard and James W. Grier, the present directors of the Pennsylvania Cattle Insurance Company, and all other persons who may hereafter associate with them in the manner hereinafter prescribed, shall be a corporate body by the name of the Pennsylvania Cattle Insurance Company, and
Name.	shall have power and authority to make contracts of insurance with any person or persons, or body politic or corporate, against loss or damage by death, theft or accident, either death separately, or theft separately, or accident separately, or death, theft and accident combined, or otherwise, for such term or terms of time, and for such premiums or consideration, and modifications and restrictions as may be agreed upon between the said corporation and the persons agreeing with them for said insurance.
Power to insure	
Office.	SECTION 3. That the office of the said corporation shall continue to be located in the borough of Pottsville, Schuylkill county, Pennsylvania; and all persons who are now insured or who shall hereafter insure with the said corporation, and their executors, administrators and assigns continuing to be insured therein, shall thereby become members thereof during the period they shall remain insured by said corporation and no longer.
Membership.	
Management.	SECTION 4. That the affairs of said corporation shall be managed by a board of not less than seven nor more than twelve directors, a majority of whom shall constitute a quorum for the transaction of business; John D. Hadesty, Elias Miller, James Candy, Henry Shaffner, Charles W. Dengler, A. P. Helms, William Elbert, Benjamin Teter, William Hartzog, William B. Williams, John Bernard and James W. Grier shall hold their offices as directors until their successors shall be elected; the first election of directors shall be held at the office of the company, in the borough of Pottsville, Schuylkill county, Pennsylvania, on the second Monday of January, one thousand eight hundred and seventy-two, between the hours of ten o'clock A. M. and three o'clock P. M., and annually thereafter; and the persons chosen as directors at any annual election shall, respectively, hold their offices for the term of one year and until others are chosen in their places; notice of such elections shall be published in some public newspaper in said county at least two weeks preceding such elections; said elections shall be held under the inspection of three members not being directors, who shall be appointed by the president: the directors shall be elected by the members of the company holding policies therein, or their proxies then present, and one vote shall be allowed for each policy of actual insurance; that
First directors.	
Election of directors.	

the board of directors shall elect a president, vice president and secretary, and such other officers as they may deem necessary, all of whom shall hold their offices during the term for which they may be elected, not exceeding three years at any one election, and may appoint such subordinate agents and officers as they may deem necessary.

Officers and agents.

SECTION 5. The president, vice president and secretary, a majority of whom may at all times act, and when the board of directors is not in session, may exercise all the powers vested in this company, except as shall be otherwise provided for by said board in their by-laws.

Exercise of corporate powers.

SECTION 6. That the rates of insurance shall be, from time to time, fixed and regulated by the directors of the company, and the premium notes received from the insured shall be paid at such time or times and in such sum or sums as the directors of said company shall, from time to time, require; and any person applying for insurance may pay a cash premium in addition to a premium note or a definite sum of money in full for said insurance.

Rates of insurance, payment of premium notes, &c.

SECTION 7. That if it shall at time happen that an election of president, secretary or directors shall not be made on any day, when pursuant to this act it ought to have been made, this corporation shall not for that cause be deemed to be dissolved, but it shall be legal on any other day to hold and make an election of directors and officers in such manner as shall have been regulated by the by-laws and ordinances of said corporation; and the directors of this company shall have power to fill all vacancies happening in the board from death, resignation or otherwise: *Provided*, That an increase of the number of directors can only be made at an annual election of directors.

Failure to elect officers at time appointed.

Vacancies.

Increase of number of directors.

SECTION 8. Every member of said company shall be bound to pay for all losses and the necessary expenses accruing in and to said company in proportion to the amount of his deposit note; and suits at law may be maintained by said corporation against any of its members for the collection of said deposit notes, or any assessment thereon, or any other cause relating to the business of said corporation.

Liability of members.

Suits against members.

SECTION 9. Also suits may be maintained by any of its members against said corporation for losses, if payment is withheld more than ninety days after the company are duly notified of such loss, and the terms of insurance are complied with.

Suits against company.

SECTION 10. That whenever an assessment is made on any premium note given to said company in consideration for any policy of insurance issued by said company, and an action is brought for the recovery of such assessment, the certificate of the secretary, specifying the assessment and the amount due on such note by means thereof, shall be taken and received as *prima facie* evidence thereof in all courts of this commonwealth.

Certificate of secretary evidence in action for recovery of assessments.

SECTION 11. That it shall be the duty of the secretary, in January each year, to publish in one or more newspapers in Schuylkill county, a statement of the affairs of the company.

Statement of affairs.

By-laws.

SECTION 12. That the directors shall have power to make, from time to time, such by-laws, not inconsistent with this act and the constitution and laws of this state, as may be necessary for the government of its officers and conducting of its affairs; and every member of this company shall be bound by the provisions of this charter and such by-laws.

Powers and privileges.

SECTION 13. That the corporation shall be capable of contracting and being contracted with, of suing and being sued, of pleading and being impleaded, in all courts and places, and in all matters whatsoever, with full powers to hold, possess, use and occupy and enjoy all such real estate as shall be necessary for the transaction of its business, or which may be conveyed to said company as security or in payment for debts that may be due or owing to said company, or in satisfaction of any judgment of any court of law, or any order or decree of a court of equity in their favor, and to sell and convey and dispose of the same; and may have a common seal, and use it at pleasure, and to receive all proposals and applications for insurance in writing as a warranty on the part of those insuring, and to base policies of insurance thereon, and to incorporate the same as a part of the contract between the company and the insured, and for the purpose of defining the rights of the contracting parties.

Policies.

SECTION 14. That all policies or contracts of insurance which may be made or entered into by said corporation shall be subscribed by the president and secretary, or such other officers as shall be designated for that purpose by its by-laws, and being so signed, shall be binding on said company, with or without the seal thereof, according to the true intent of such policy or contract; that the said company shall be empowered, if they see proper, to take risks against death, theft or accident, or against death alone and separately, or theft alone and separately, or against accident alone and separately, or all combined, on horses, mares, geldings or mules, on cattle, sheep, swine or any other quadrupeds, and to execute such agreements or policies, either limited or perpetual, as may be necessary to effect the same.

May have additional branch of insurance.

SECTION 15. That in addition to the general powers and privileges granted by this act of assembly, the said company shall have the power to connect an additional branch of insurance with the privileges hereinafter specified, which shall be called by the name, style and title of the Fire Insurance Branch of the Pennsylvania Cattle Insurance Company, and by that name have perpetual succession, and may sue and be sued, and may have and use a common seal, and alter and change the same at pleasure; that all insurance by the said Fire Insurance Branch of the Pennsylvania Cattle Insurance Company shall be separate and distinct from the Pennsylvania Cattle Insurance Company, in relation to books, premium notes, policies, assessments and the financial affairs thereof whatsoever.

Name.

Privileges.

Insurances to be separate.

Power of branch to insure.

SECTION 16. That the Fire Insurance Branch of the Pennsylvania Cattle Insurance Company hereby created, shall have the power to insure against fire on all kinds of merchandise, buildings or other property, of whatever nature or quality,

either limited or perpetual, and also to effect marine and inland insurance on vessels, boats, cargoes and freights, and on merchandise, and all other property transported on rivers, canals, lakes and railroads, and by steamboats, wagons or otherwise, and to make, execute and perfect such and so many contracts, bargains, agreements, policies and other instruments as shall or may be necessary, and as the nature of the case shall or may require.

SECTION 17. That the present board of directors of the Pennsylvania Cattle Insurance Company shall meet at their office within ninety days after this act shall have been approved by the governor, or as soon thereafter as practicable, and make by-laws, not inconsistent with any existing laws, for the management of the said fire insurance branch of said company, and shall manage and conduct said fire insurance branch of said company until the first succeeding annual election of the said Pennsylvania Cattle Insurance Company; that on the day the Pennsylvania Cattle Insurance Company holds its annual election for directors, and on the same day of each year thereafter, not less than seven nor more than twelve directors shall be elected, which directors shall manage both branches of said company.

By-laws for branch

Management until first election

Directors.

SECTION 18. They shall determine the rates and terms of insurance, and limit the amount to be insured; whenever an assessment is made by either branch of said insurance company, the board of directors shall issue their warrant for the collection of the same to the collector, with the same privileges as county taxes are collected; that any policy may be assigned on the books of the company, if the hazard is not increased.

To determine rates, &c.

Collection of assessments.

Assignment of policies.

SECTION 19. The board of directors shall appoint and send out agents to take insurance; they shall fix the price of agents and salary of officers of the company; the secretary of the Pennsylvania Cattle Insurance Company, shall also be secretary of the fire insurance branch of the same, he shall make a statement annually of both branches, of the affairs of the company, which statement shall be ready for examination on the day of the annual election each year; that it shall be lawful for either branch of said corporation to invest their premium, profits and capital, in bonds, mortgages, ground rents, stock and loans of the United States, and state of Pennsylvania, and on security on real estate, and to sell, transfer and change the same, and re-invest the funds of the said corporation when the directors shall deem it expedient.

Directors to appoint agents, &c.

Secretary and his duties.

Investment of premiums, &c.

SECTION 20. All losses by the members of the fire insurance branch of said company, shall be examined by the board of directors, or the secretary or an agent, as soon as notified thereof, and shall pay the same according to the actual loss, and in accordance with the by-laws of said company, in ninety days after such notification.

Examination and payment of losses.

SECTION 21. That the directors shall be elected by the members of either branch of said company holding policies therein, or their proxies then present, and one vote shall be allowed for each policy of actual insurance, and the members shall only be entitled to vote for directors at their annual election.

Election of directors.

Repeal.

SECTION 22. All acts inconsistent herewith are hereby repealed.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-seventh day of December, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1247.

A Supplement

To an act relative to the qualifications and powers of road jurors in the city of Philadelphia. approved May sixth, Anno Domini one thousand eight hundred and seventy.

Qualifications of jurors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter jurors in road cases, appointed by the court of quarter sessions of the city of Philadelphia, must be citizens of good repute, owners of real estate and residents of the ward or wards adjoining to that in which the street to be opened is located; they must not be officers of any of the courts of the city of Philadelphia; and no person shall be appointed on a second jury until the first shall have made their award.

Buildings extending on sidewalks, relative to.

SECTION 2. When a jury for opening or widening a street, or for assessing damages on the same, find a building or buildings extending out upon the side-walk, a distance not exceeding two-thirds of the width, such buildings may be left until the wants of business and travel may require their removal; and no damages shall be allowed the owner therefor until a future jury shall determine the necessity of their removal, and the amount of damages then to be paid.

Buildings not to be erected on streets after confirmation of plans.

SECTION 3. It shall not be lawful to erect any building upon any of the streets laid out on the plans of the city, after said plans have been confirmed; and when said streets are ordered to be opened, buildings erected upon them since their confirmation shall be removed at the expense of the owner, and without any damages being paid therefor.

City solicitor to procure plans for use of juries.

SECTION 4. When a jury is appointed for assessing damages for the opening of any street, it shall be the duty of the city solicitor to procure at the expense of the city, a correct plan of the street to be opened, showing also all the properties through which it may pass, said plan to be prepared and ready for the use of the jury at their first meeting.

SECTION 5. All portions of the act to which this is a sup- Repeal.
plement inconsistent herewith are hereby repealed.

JAMES H. WEBB,
Speaker of the House of Representatives,
WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-seventh day of December, Anno
Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1248.

An Act

To fix the place of holding the general, special and township elections
in the township of Jefferson, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Represen-
tatives of the Commonwealth of Pennsylvania in General Assem-
bly met, and it is hereby enacted by the authority of the same,*
That from and after the passage of this act the general, spe-
cial and township elections for the township of Jefferson, Lu-
zerne county, shall be held at the school house known as the
Red Oak school house in said township.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The twenty-seventh day of December, Anno
Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1249.

An Act

Changing the place of holding elections in Butler township, Butler
county, into the borough of Butler, in said county.

WHEREAS, The elections for the township of Butler, in the
county of Butler, have been held for a great number of years
at the house of Mrs. Faler, in said township:

And whereas, The said house, by an act of assembly approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy, entitled "An Act for the extension of the limits of the borough of Butler," the county seat of said county, was taken in and included as part of said borough:

And whereas, The citizens of said township are desirous that their place of holding elections be changed and fixed in the borough of Butler, in said county; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That from and after the passage of this act, all general, special and township elections, in the township of Butler, in the county of Butler, shall be held in the borough of Butler, in said county, at the east room of the prothonotary's office, in the borough and county aforesaid.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-seventh day of December, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1250.

An Act

Fixing the place for holding elections in the East ward of Sunbury.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the place for holding all general, special and borough elections in the East ward of the borough of Sunbury, in the county of Northumberland, shall be held hereafter at the public house of Edward T. Drumbheller, in said ward.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-seventh day of December, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

No. 1251.

An Act

Relating to taxation of the Danville, Hazleton and Wilkes Barre Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the fourth section of the act approved twenty-first of May, one thousand eight hundred and fifty-seven, entitled "A supplement to an act to incorporate the Sunbury and Erie and Pittsburg and Susquehanna Railroad companies," be extended and applied to the Danville, Hazleton and Wilkes Barre Railroad Company: *Provided,* That no privilege under this act shall be claimed or accrue for a longer period than three years from its passage.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The third day of January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1252.

An Act

To incorporate the Chestnut Street Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry P. Lloyd, Henry R. Montgomery, W. P. M. Hancock, Edward M'Ilhenny, Gavin H. Woodward, and their assigns, associates and successors, shall be and they are hereby created a body politic and corporate, by the name and style of Chestnut Street Bank, to be located in the city of Philadelphia, and by that name shall have perpetual succession, and may sue and be sued, plead and be impleaded in any court whatever, may have a common seal, may renew or alter the same, also may have the right to own and hold real estate and improve and dispose of the same at pleasure.

Corporators.

Name.

Powers and privileges.

Capital stock.	SECTION 2. The capital stock of the said bank shall consist of one thousand shares of the value of one hundred dollars each, with the privilege of increasing the same, from time to time, by a vote of the directors, to five thousand shares of like value per share; and when the capital stock is so increased, the stockholders shall have the right to take the shares authorized by such increase, at such price as the board of directors may name: <i>Provided</i> , That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of such stock in such manner as they may deem best; it shall be lawful for any corporation, created by or under the laws of this commonwealth, to subscribe for the capital stock of said bank.
Corporations may subscribe for stock.	SECTION 3. The corporators, or a majority, shall have power to open books for subscription to the capital stock, at such times and places as they may deem expedient; and when said one thousand shares of stock shall have been subscribed, and forty per centum thereon of the same paid in, the shareholders may elect a board of seven directors, to serve until the next annual election, or until their successors shall have been duly elected and qualified; vacancies arising from death, resignation or inability to serve to be filled by the board.
Corporators may open books for subscriptions.	SECTION 4. The said bank shall have power and may borrow or lend money for such periods as the said bank may think proper, may discount any bill of exchange, foreign or domestic, promissory note, or other negotiable paper, and the interest may be received in advance, and shall have the right to hold in trust or as collateral security for loans, or advances or discounts, estates, real, personal or mixed, including the notes, bonds, obligations or accounts of the United States, individuals or corporations, purchase, collect and adjust the same, and to dispose thereof for the benefit of the said bank, or for the payment of the debts as security for which the same may be held, in any market of the world, without proceedings in law or equity, at legal rates of interest.
Election of directors.	SECTION 5. The board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the state or United States, and shall have power to require payments of any amount remaining unpaid on the stock of said bank, at such times and in such proportions as they think proper, and after thirty days' notice, under penalty in case of non-payment as required, of forfeiture to the bank of such stock and all previous payments thereon.
Vacancies.	SECTION 6. The said bank may receive money to keep for its depositors, either with or without interest payable thereon, and may buy or sell bullion, buy, sell, draw or negotiate bills of exchange, bills of lading, stocks and bonds of all companies, states and of the United States, or other good and sufficient securities, at such rates of interest as may be agreed upon by said bank and borrowers.
Banking privileges.	SECTION 7. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as a treasurer and financial agent of corporations, as financial agent of the state of Pennsylvania and other states.
By-laws.	
Payment of amounts remaining unpaid on stock.	
Further banking privileges.	
May become financial agent of corporations, &c.	

of city governments, and counties and districts, in the management of their business, and shall give security to such institutions, states and governments for the faithful performance of the duties if required.

SECTION 8. The board of directors shall have power to declare and pay dividends out of the earnings of the bank to the stockholders, at such times and in such amounts as to them may seem proper. Dividends.

SECTION 9. The annual election for directors shall be on the first Monday of June in each year, unless changed by the by-laws of the bank; the directors shall have power to elect a president, cashier and all officers or agents they may deem necessary for conducting the business of the bank; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by written proxy, but said proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice, by publication in three of the daily city papers, shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws. Annual election for directors.
Officers and agents.
Votes.
Notice of elections.

SECTION 10. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law. Bonus and taxes

SECTION 11. That the stockholders shall be personally liable to double the amount of stock held by them severally; and this charter shall continue for twenty years. Personal liability of stockholders.
Limitation.

SECTION 12. The legislature hereby reserves the right to alter, revoke or annul the said bank, whenever in their opinion it may be injurious to the citizens of the commonwealth, in such manner, however, that no injustice shall be done to the corporators.

JAMES H. WEBB,
Speaker of the House of Representatives.

WILLIAM A. WALLACE,
Speaker of the Senate.

APPROVED—The third day of January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY.

No. 1253.

An Act

To change the venue in a certain cause now pending in the Supreme court, at Philadelphia, to the court of common pleas of Venango county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That a certain cause, brought in the supreme court at Philadelphia, wherein Plumer, *et al.*, are plaintiffs and Jacob Wireman, *et al.*, are defendants, to number one hundred and twenty-three, July term, one thousand eight hundred and sixty-eight, be hereby removed and transferred to the court of common pleas of Venango county, where the same shall be tried, and a verdict and judgment thereon shall have the same force and effect as if the same had been tried in said court in Philadelphia; and the records and all papers in said shall be certified and transferred to the said court of common pleas of Venango county by the prothonotary of the said court of Philadelphia, and all such writs as shall be necessary to carry final judgment, when rendered, into effect shall be issued out of said court of common pleas of Venango county.

JAMES H. WEBB,

Speaker of the House of Representatives.

WILLIAM A. WALLACE.

Speaker of the Senate.

APPROVED—The fourth day of January, Anno Domini one thousand eight hundred and seventy-two.

JNO. W. GEARY

[CORRECTION OF ERROR IN PRINTING LAWS, 1871.]

No. 1254.

A Supplement

To an act, entitled "An Act to provide for the incorporation of gas and water companies," approved the eleventh day of March, one thousand eight hundred and fifty-seven, and extending the same to bridge companies, and also for increasing the capital stock of said companies.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the twelfth and thirteenth sections of the act to which this is a supplement shall be and are hereby extended to all gas, bridge and water companies incorporated under any special law of this commonwealth prior to the passage of the said act.

SECTION 2. That the president and managers or board of directors of any of said companies shall be empowered and they are hereby authorized, whenever they have created or shall erect and construct any new buildings, or any new and

Twelfth and thirteenth sections of act of 11th March, 1857, extended.

Additional stock may be issued for improvements.

material improvements, such as are authorized by their respective charters, to issue certificates of stock to the amount of the cost of such buildings or improvements.

BUTLER B. STRANG,

Speaker of the House of Representatives, *pro tem.*

WILLIAM A. WALLACE,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy-one.

JNO. W. GEARY.

CERTIFICATE.

SECRETARY'S OFFICE,
HARRISBURG, July 26, 1871.

I CERTIFY, that in obedience to the directions of An Act of the General Assembly of the Commonwealth of Pennsylvania, I have collated with, and corrected by the original rolls on file in this office, the proof-sheets of the printed copies of this edition of the Laws and Resolutions of the General Assembly, passed during the session ending the fourth day of April, 1872, including an APPENDIX, containing laws passed at the sessions of 1860, 1862, 1866, 1867, 1868, 1869, 1870 and 1871, upon which the enrollment taxes have been paid, and eight other laws which were approved and signed by the Governor, since the publication of the Pamphlet Laws of 1871; also, that I have caused to be published in this volume two certified copies of Acts of the Legislature of the State of New Jersey, and re-published one Act of the General Assembly of this Commonwealth, passed at the session of 1871, to correct an error in the printing of the same.

FRANCIS JORDAN,
Secretary of the Commonwealth.

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